

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

EIGHTH DAY'S PROCEEDINGS

**Thirtieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, April 14, 2004

The Senate was called to order at 3:30 o'clock P.M., by Hon.
Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their
names:

PRESENT

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

ABSENT

Total—0

The President of the Senate announced there were 39 Senators
present and a quorum.

Prayer

The prayer was offered by Dr. Marvette Thomas, following
which the Senate joined in pledging allegiance to the flag of the United
States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was
dispensed with and the Journal of yesterday was adopted.

Morning Hour

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules
for the purpose of introducing and reading the following Senate
Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 30—
BY SENATOR BAJOIE

A RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements
and community service and to designate April 14, 2004, as Delta
Sigma Theta Sorority "Red and White" Day at the Senate of the
Legislature of Louisiana.

On motion of Senator Bajoie, the resolution was read by title and
adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were
received and read:

STATE OF LOUISIANA
Office of the Governor

April 13, 2004

To the Honorable President of the Senate:

Please be advised that the following individuals have been
commissioned as Notaries Public for the parishes indicated 6-1-03
through 3-7-04. In compliance with Article IV, Section 5(H)(3) of
the Louisiana Constitution of 1974, I hereby present them for your
review.

Appreciatively,
KATHLEEN BABINEAUX BLANCO
Governor

Acadia

Rhodonna Bernard
611 N. Western Ave.
Crowley, La 70526

Neily Bundick
120 Blaine Dr.
Eunice, La 70535

Emelie Colley
172 Market Ln.
Rayne, La 70578

Kyla Elizabeth Cormier
189 Granite Rd.
Rayne, La 70578

Danielle Marie Cramer
1114 Wabash Rd.
Rayne, La 70578

Alice C. Desormeaux
115 E. First St.
Crowley, La 70526

Kristy L. Doucet
1117 North Ave. J
Crowley, La 70526

Sabrina Gotreaux
P.O. Box 530
Iota, La 70543

Shawn C. Greene
258 Miley Ln.
Eunice, La 70535

Vickie Hargrave
309 N. Parkerson
Crowley, La 70526

April Hensgens
2014 W. Pinhook Rd., Ste. 800
Lafayette, La 70508

Kristi Hill
6142 Branch Hwy.
Branch, La 70516

Laurie D. Hohensee

Alyse Lee Kibodeaux

Page 2 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

P.O. Box 530
Iota, La 70543

Frederick W. Leckelt
P.O. Box 399
Iota, La 70543

Richard D. Maybrier
3062 Basile-Eunice Hwy
Basile, La 70515

Cherie A. Pinac
2237 S. Acadian Thwy.
Baton Rouge, La 70808

Tessa L. Richard
P.O. Box 268
Crowley, La 70527

345 Doucet Rd., #200G
Lafayette, La 70503

Elizabeth C. LeJeune
P.O. Box 1006
Eunice, La 70535

Tammy Breaux Moore
301 North Parkerson Ave.
Crowley, La 70526

Carmen V. Pousson
320 Duson Ave.
Iota, La 70543

Lesley G. Schexnayder
1001 Johnston St.
Lafayette, La 70502

Roy W. Smith, Jr.
3057 Bayou Plaquemine Rd.
Rayne, La 70578

Patricia G. Thibodeaux
P.O. Box 1067
Duson, La 70529

Charise Rene' Thomas
138 Acadian Place, Apt. 21
Church Point, La 70525

Darlene A. Villejoin
507 E. Ash
Crowley, La 70526

Theodore J. Wasmuth
110 Rue Bourgone
Eunice, La 70537

Linda W. West
P.O. Box 992
Jennings, La 70546

Allen
Judy Barzare
401 E. 5th Ave.
Oakdale, La 71463

Traci B. Fontenot
251 Ezebe St.
Kinder, La 70648

Chantal R. Norris
777 Coushatta Dr.
Kinder, La 70648

Kara D. Scogin
264 Green Oak Rd.
Kinder, La 70648

Elizabeth C. Tilton
1201 Hummingbird Ln.
Oakdale, La 71463

Ascension
Dinah Ambeau-Scott
P.O. Box 4764
Baton Rouge, La 70821

Venetia K. Babin
40097 Larochelle Rd.
Prairieville, La 70769

Terri S. Clark
P.O. Box 908
Gonzales, La 70707

Danette L. Daigle
39397 Bayridge Dr.
Prairieville, La 70769

Deborah Dearmond
10199 E. Hwy 936
St. Amant, La 70774

Donna Gaignard
1320 West Sidney Ave.
Gonzales, La 70737

Cynthia C. Hagan
P.O. Box 213
Sorrento, La 70778

Sarah Harris
12350 Highland Dr.
Geismar, La 70734

Tara Minta Jacob-Cain
P.O. Box 14085

Baton Rouge, La 70898

Erin Wiley Lanoux
445 North Blvd., Ste. 701
Baton Rouge, La 70821

Netric Latimore-Vaughn
P.O. Box 2183
Gonzales, La 70707

Gina B. McBride
16530 Oak Ridge Rd.
Prairieville, La 70769

Betty A. Milton
16404 Oakridge Rd.
Prairieville, La 70769

Dajuana W. Moore
40425 Kathy St.
Gonzales, La 70737

Elva Karina Nieto
45568 N. Hwy. 936
St. Amant, La 70774

Toni S. Oubre
407 Bunn St.
Donaldsonville, La 70346

Tracy G. Petite
38085 Hwy. 621
Gonzales, La 70737

Carla N. Popularas
10500 Coursey Blvd., Ste. 106
Baton Rouge, La 70816

Ashley B. McElreath Rogers
P.O. Box 204
Gonzales, La 70737

Robert O. Shamburger
13298 Hwy 44
Gonzales, La 70737

Wendy A. Simoneaux
10474 Acy Rd., Lot 5
St. Amant, La 70774

Sherri F. Sliman
18068 Swamp Rd.
Prairieville, La 70769

Dianne H. Theriot
205 Railroad Ave.
Donaldsonville, La 70346

Pamela G. Van Norman
15185 Stafford Estates Rd.
Gonzales, La 70737

Lucy Wells
11100 Mead Rd., Ste. 200
Baton Rouge, La 70816

Glendora L. White
10313 Airline Hwy.
Baton Rouge, La 70816

Naya Jean Wiley
41394 Narvie Rd.
Gonzales, La 70737

Ladonna Grey Wilson
400 Poydras St., Ste. 1540
New Orleans, La 70130

Jessica A. Young
451 Florida St., 19th Fl.
Baton Rouge, La 70801

Assumption

Lana O. Chaney
3201 Lee Dr.
Pierre Part, La 70339

Jacqueline M. Cox
P.O. Box 1
Napoleonville, La 70390

Avoyelles

Andrea D. Aymond
P.O. Box 1791
Alexandria, La 71309

Mary Cain Beard
766 Hwy 1188
Hessmer, La 71341

Frances Deglandon
263 Firmin Rd.
Hessmer, La 71341

Beauregard

Beth Arabie
165 Arabie Ln.
Ragley, La 70657

Cynthia B. Lafitte
600 South Pine St.
Deridder, La 70634

Larry A. Lauderback
1581 Hayes Rd.
Deridder, La 70634

Lakena Tracie Mathis
270 Mike Mathis Rd.
Deridder, La 70634

Debbie McLain-McKee
622 North Pine St.
Deridder, La 70634

Russell B. Meissner
P.O. Box 1531
Deridder, La 70634

Scottie Mae Santiago
320 Ampacet
Deridder, La 70634

Roy G. Williams
620 Longville Church Rd.
Longville, La 70652

Bienville

Donna L. Basham
P.O. Box 142
Taylor, La 71080

Cynthia A. Grigg

201 Blake Rd.
Ringgold, La 71068

Sandra Hamilton
2705 Oak St.
Ringgold, La 71068

Brenda Henderson
331 Herrington Rd.
Castor, La 71016

Holly Henley
380 E.W. Morgan Rd.
Arcadia, La 71001

Yolanda B. Jackson
13359 Hwy. 154
Gibslan, La 71028

Terri D. Lawe
3216 Hwy. 4
Ringgold, La 71068

Meg T. Weems
P.O. Box 562
Ringgold, La 71068

Bossier

L. W. Adams
1845 Line Ave.
Shreveport, La 71101

Linda K. Anderson
1501 Kings Hwy.
Shreveport, La 71130

Rita Kay Bacot
331 Milam St., Ste. 300
Shreveport, La 71166

Melinda K. Marrs Basco
416 Travis St., Ste. 900
Shreveport, La 71101

James A. Burton, Jr.
1204 Evangeline Circle
Bossier City, La 71112

Cynthia L. Carroll
628 Stoner Ave.
Shreveport, La 71101

Gina R. Clements
416 Travis St., Ste. 814
Shreveport, La 71101

Deana R. Cline
851 Olive St.
Shreveport, La 71104

Keith D. Cockerham
2163 Airline Dr.
Bossier City, La 71111

Kristie L. Creed
1666 E. Bert Kouns, Ste. 105
Shreveport, La 71105

Judy Crownover
1619 Jimmy Davis Hwy.
Bossier City, La 71112

Richard G. Delahaya
6020 Braeburn Court
Bossier City, La 71111

Marie F. Deriso
1115 Jack Wells Blvd.
Shreveport, La 71107

Lynda N. Dickson
1749 Caplis Sligo Rd
Bossier City, La 71112

Mildred L. Dinkins
3238 Barksdale Blvd.
Bossier City, La 71112

Kay Dubberly
1312 North Hearne Ave.
Shreveport, La 71107

Johnette M. Evans
1199 E. Bert Kouns Industrial
Shreveport, La 71105

Brandy Ferguson
3806 McCoy Dr.
Bossier City, La 71111

Diana L. Ferguson
1925 Alfred Ln.
Bossier City, La 71112

Tricia Firth
620 Crockett St.
Shreveport, La 71101

Terry A. Frazier
2719 Airline Dr.
Bossier City, La 71111

Steven Harold Futch
163 East Kings Hwy
Shreveport, La 71104

Patricia F. Gallion
2911 Centenary Blvd.
Shreveport, La 71104

Suzanne Gerbine

4907 Hazel Jones Rd.
Bossier City, La 71111

Cindy J. Giles
401 Market St., Ste 500
Shreveport, La 71101

Jon Gimber
395 Lintwin Cir
Benton, La 71006

Althea C. Goodwin
222 Lake St.
Shreveport, La 71101

Theresa A. Guajardo
2 BW/JA 334 Davis Ave. E
Barksdale, La 71110

Jennifer K. Harper
1608 Jimmie Davis Hwy.
Bossier City, La 71113

Shelley Harvill
3324 Line Ave.
Shreveport, La 71104

Betty F. Harvison
940 Margaret Place, Ste. 300
Shreveport, La 71101

Eulava T. Helmka
910 Pierremont Rd., Ste. 107
Shreveport, La 71106

Lazondra T. Hill
1510 Lexington Drive
Bossier City, La 71111

Felicia D. Howard
620 Benton Rd.
Bossier City, La 71171

Pamela Webb Hunt
1785 Grimmatt Dr.
Shreveport, La 71008

Brenda T. Inge
333 Texas St.
Shreveport, La 71101

Jimmie T. Jarratt
2105 Surrey Ln.
Bossier City, La 71111

Chalain W. Jordan
4415 Thornhill Ave.
Shreveport, La 71106

Amy King
2285 Benton Rd., Ste. A-100

Page 4 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

Bossier City, La 71111	Karen P. Melancon 3694 Range Rd. Bossier City, La 71112	1915 Citizens Bank Dr. Bossier City, La 71111	Shreveport, La 71162
Norcha Lacy P.O. Box 659 Doyline, La 71023	Jan L. Melton P.O. Drawer 1126 Shreveport, La 71103	Winnie M. Scott 312 Kings Hwy. Shreveport, La 71104	Caddo Deborah Ann Adams 7025 Greenwood Rd. Shreveport, La 71119
Sydney Lance P.O. Box 400 Princeton, La 71067	Angela T. Moore 5310 Kennon Ln. Bossier City, La 71111	Mary Ann Sikes 2121 Line Ave. Shreveport, La 71104	Joshua T. Adcock P.O. Box 7972 Shreveport, La 71137
Lois A. Lassetter 3715 Youree Dr. Shreveport, La 71105	Bobbie A. K. Noble 401 Mohawk St. Bossier City, La 71111	Pamela D. Simek 158 Southwood Dr. Bossier City, La 71111	Teresa M. Aegerter 3337 E. Texas St. Bossier City, La 71111
Stella Lathen P.O. Box 5666 Bossier City, La 71171	Tamara H. Norman 2100 Forest Hills Blvd. Haughton, La 71037	Cheryl Smith 5768 Gold Crest Dr. Bossier City, La 71112	William Barton Alexander 400 Travis St., Ste. 1700 Shreveport, La 71101
Catherine J. Leckie 4906 Gen. Ashley Dr. Bossier City, La 71112	Valerie A. Norris 1845 Line Ave. Shreveport, La 71106	Jeanne M. Smith P.O. Box 9163 Bossier City, La 71113	Sherri T. Allen 7941 Youree Dr. Shreveport, La 71105
Lars Laban Levy 405 Broughton Cir Bossier City, La 71112	Lori H. Pilkinton P.O. Box 59 Shreveport, La 71161	James M. Stewart 2130 Benton Rd. Bossier City, La 71111	Pamela L. Anderson 6102 Alaska Ln. Shreveport, La 71107
Lavonne Lewing 2931 East Texas St. Bossier City, La 71111	Angela Rhodes 900 Pierremont, Ste. 111 Shreveport, La 71106	Crystal M. Tanner P.O. Box 2000 Benton, La 71006	Cynthia W. Atkins 121 Freestate Blvd. Shreveport, La 71107
Edwina Lindsay 3018 Old Minden Rd. Bossier City, La 71112	Carol A. Ricard 410 Weavers Way Bossier City, La 71111	Cheryl Turman 4110 East Texas St. Bossier City, La 71111	Acquella D. Autry 2641 Drexel St. Shreveport, La 71108
Aundria S. Loe 10527 Hwy. 157 Princeton, La 71067	Johnette Robinson 5705 E. Texas, Apt. 58 Bossier City, La 71111	Beronica R. Washington P.O. Box 2000 Benton, La 71006	Diana Woodard Barber 222 Lake St. Shreveport, La 71101
Deborah A. Lowtharp 619 Jimmie Davis Hwy. Bossier City, La 71112	Marcia M. Robinson 3018 Old Minden, Ste. 1105 Bossier City, La 71112	Linda S. Waters 221 Lillian St. Bossier City, La 71111	Melissa L. Baudier 3443 Broadmoor Blvd. Shreveport, La 71105
Theresa Maggio 401 Thompson Bossier City, La 71111	Monte Wayne Robinson 123 Woodvale Creek Bossier City, La 71111	Emily White 124 N. Cloverleaf Haughton, La 71037	Deanna Beaubouef 6141 Burgundy Dr. Shreveport, La 71105
Patricia A. McCarty 428 W. McKinley Ave. Haughton, La 71037	Constance Roe 8821 Hollowbluff Haughton, La 71037	David L. Wicker, Jr. 4585 E. Texas Bossier City, La 71111	Teresa L. Beighley 9303 Wiscassett Dr Shreveport, La 71115
Bridget McDuff 6363 Hearne Ave., Ste. 210 Shreveport, La 71108	Courtney L. Roy 1030 Wells Rd. Haughton, La 71037	Pamela R. Wood 5031 Hazel Jones Rd. Bossier City, La 71111	Mary L. Coon Blackley P.O. Box 1807 Shreveport, La 71166
Deborah S. McGrath 3830 East Texas St. Bossier City, La 71111	Melissa L. Sanders 9091 Ellerbe Rd., Ste 200b Shreveport, La 71106	Carolyn M. Yearling 2929 Peach St. Shreveport, La 71107	Terry T. Boddie, Jr. 8400 Dog Dr. Mooringsport, La 71060
Kathy McKee 624 Hickory Dr. Plain Dealing, La 71064	Cynthia Schulze	Nelson A. Zeringue, Jr. P.O. 585	

Susan L. Bowers
P.O. Box 202
Shreveport, La 71162

Reshonda Bradford
4050 Linwood Ave.
Shreveport, La 71108

Frank E. Brown, Jr.
4615 Monkhouse Dr., Ste.
A-15
Shreveport, La 71109

Brenda G. Bryant
15050 Ellerbe Rd.
Shreveport, La 71115

Alicia King Bullock
9999 Hwy 80
Greenwood, La 71033

Rebecca C. Bussiere
333 Travis St., 1st Fl.
Shreveport, La 71101

Laura Peterson Butler
P.O. Box 6798
Shreveport, La 71136

Kimberly H. Carmen
10070 Toulouse Dr.
Shreveport, La 71106

April Carter
6201 Bert Kouns #879
Shreveport, La 71129

Christy Chaudhry
9520 Wallace Lake Rd.
Shreveport, La 71106

James Grant Cherry
505 Mt. Zion Rd
Shreveport, La 71106

Carol T. Clark
6965 Buncombe Rd.
Shreveport, La 71129

Deborah M. Couriskey
601 W. Louisiana Ave.
Vivian, La 71082

Phyllis A. Crady
10114 Plum Point Rd.
Oil City, La 71061

Brandy Craft
P.O. Box 400
Greenwood, La 71033

Linda Crouch
6725 Buncombe Rd. #295
Shreveport, La 72219

Andrew Tarey Crump
2142 Airline Dr., Ste. 300
Bossier City, La 71111

Stacey D. Dancy
814 Jordan St.
Shreveport, La 71101

Marilyn Payne Davis
6956 Soda Point Dr.
Shreveport, La 71107

Sandra K. Davis
333 Texas St., Ste. 1425
Shreveport, La 71101

Weta Happiness Joiner
Dowling
10041 Norris Ferry Rd.
Shreveport, La 71106

Melissa R. Ebarb
3014 Knight St.
Shreveport, La 71105

Gina M. Silvio Etheredge
125 Marrero Dr.
Shreveport, La 71115

Allen Lamar Evans
2824 Tuscany Circle
Shreveport, La 71106

Vickie Sue Figueiredo
1000 S. Spruce St.
Vivian, La 71082

Bertel C. Fite
P. O. Box 1231
Shreveport, La 71163

Dawn Fitzgerald
400 Travis St., Ste. 101
Shreveport, La 71101

Cynthia Ford
617 David Dr.
Shreveport, La 71106

Larry W. Foreman
2759 Long Branch Ln.
Shreveport, La 71118

Sheri L. Fredrick
1295B Shreve-Barksdale Hwy
Shreveport, La 71105

Eddie David Gilmer
330 Marshall St., Ste. 777
Shreveport, La 71101

Margaret M. Glennon
3500 Fairfield Ave.
Shreveport, La 71104

Kimberly J. Gootee
9422 Normandie Dr.
Shreveport, La 71118

Lynda J. Gramling
6885 Bert Kouns Ind. Loop
Shreveport, La 71129

Paul C. Hall
2817 Holly St.
Shreveport, La 71104

Tiffany Harris
416 Travis St., Ste. 1414
Shreveport, La 71101

Jenny L. Hebert
645 W. 75th St.
Shreveport, La 71106

Shirley J. Hollins
750 Navaho Trail
Shreveport, La 71107

James Derek Holtsclaw
4300 East Texas St.
Bossier City, La 71111

Lynette Hooten
6755 Broadacres
Shreveport, La 71129

Gail B. Howell
3300 Dee St.
Shreveport, La 71105

William Reed Huguet
415 Texas St., Ste. 100
Shreveport, La 71101

Kathleen C. Johnson
8555 Fern Ave.
Shreveport, La 71105

Georgia Johnston
P.O. Box 1560
Mansfield, La 71052

Tara Johnston
400 Texas St., Ste. 400
Shreveport, La 71101

Glenda L. Knotts

6149 Gaylyn Dr.
Shreveport, La 71105

Jeran D. Knotts
8200 Pines Rd. #2911
Shreveport, La 71129

Jackie Faye Lacour
817 Navaho Trail
Shreveport, La 71107

Powell A. Layton, Jr.
6425 Youree Dr., Ste. 140
Shreveport, La 71105

Lisa B. Lewis
6885 Bert Kouns
Shreveport, La 71129

Jennifer M. Lopez
8905 Adams Rd.
Keithville, La 71047

Lakesha Marshay Lott
3000 Bert Kouns Loop
Shreveport, La 71118

Bonnelle Madden
3428 Roy Rd.
Shreveport, La 71107

Lori S. Mainiero
3500 Fairfield Ave.
Shreveport, La 71104

Caren L. McCracken
8381 Bea Ln.
Greenwood, La 71033

Margaret L. McFarland
910 Pierremont Rd., Ste. 108
Shreveport, La 71106

Kyle Christopher McInnis
333 Texas St., Ste. 1700
Shreveport, La 71120

Deann Miller
412 Wyandotte
Shreveport, La 71101

Kathryn Mitchell
2529 E. 70th St., Ste. 110
Shreveport, La 71105

Lori M. Monk
P.O. Box 241
Mooringsport, La 71060

Talicia Moore
1868 Kings Hwy., Ste. 110

Page 6 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

Shreveport, La 71103	Stacy L. Simpson 1650 Lloyd St. Shreveport, La 71103	128 Fountain Bleu Shreveport, La 71115	Lake Charles, La 70605
Tharessa C. Moses 2975 Dee St. Shreveport, La 71104	Leslie S. Singhoff 8804 Cromwell Dr. Shreveport, La 71129	Blaine Wilkins 846 Erie Shreveport, La 71106	Nancy H. Brown P.O. Box 2900 Lake Charles, La 70602
Benjamin R. Nash 6602 Youree Dr. Shreveport, La 71105	Angela M. Smith 4050 Linwood Ave. Shreveport, La 71108	Jennifer F. Willis 525 Louisiana Ave. Shreveport, La 71101	Lori C. Campbell P.O. Box 7278 Lake Charles, La 70606
Ronald Norman 7910 Don David Rd. Shreveport, La 71129	Becky L. Smith 401 Edwards St., Ste. 1000 Shreveport, La 71101	Shirley Anne Yates 705 Texas St., Ste. C Shreveport, La 71101 ³	Mary L. Cholley 101 W. Prien Lake Rd. Lake Charles, La 70601
Janice Pantalion P.O. Box 295 Blanchard, La 71009	Carrie Smith P.O. Box 6140 Bossier City, La 71171	Christine W. Zimmer 4607 Orchid Shreveport, La 71105	Marlena Clark 634 Hwy. 171 N. Lake Charles, La 70611
Jennifer C. Pearson 401 Edwards St., Ste. 1000 Shreveport, La 71101	Danette L. Smith P.O. Box 4123 Shreveport, La 71134	Calcasieu Holly Adams 117 Robert Rd. Westlake, La 70669	Mike A. Clifton 4189 Deer Run Lake Charles, La 70611
Cynthia W. Peatross 6425 Youree Dr., Ste. 140 Shreveport, La 71105	Shelly L. Stockton 501 Texas St., Ste. 300B Shreveport, La 71101	Liz Arnold 2028 Houston River Rd. Westlake, La 70669	Fara Cloud 1517 Goodwin St. Vinton, La 70668
Donald Joseph Perrero 10149 Thornwood Dr. Shreveport, La 71106	Jennifer Leigh Stovall 4415 Thornhill Ave. Shreveport, La 71106	Eddie D. Austin, Jr. 1531 Hodges St. Lake Charles, La 70601	Christina Cormier 3200 Westwood Rd., #26 Westlake, La 70669
Tina Demetric Priest 8200 Pines Rd. #3203 Shreveport, La 71129	Steven Brett Taylor 400 Travis St., Ste. 2004 Shreveport, La 71101	Leslie H. Baiamonte 1333 Common St. Lake Charles, La 70601	Kathleen M. Delaney 1531 Hodges St. Lake Charles, La 70601
E.T. "Scooter" Rushing 9106 Redwing Ct. Shreveport, La 71115	Dolores Theriac 1420 Wells Island Rd. Shreveport, La 71107	Angie D. Basco 2917 Ryan St. Lake Charles, La 70601	Sara N. Dickinson 2901 Hodges St. Lake Charles, La 70601
Christi L. Ryan 7058 Old Morringsport Rd. Shreveport, La 71107	Willie Wallace Thomas 1506 Belwood St. Shreveport, La 71108	Beverly Elaine Baxter 2707 Cline St. Lake Charles, La 70601	Amy E. Donovan 512 Pujo St. Lake Charles, La 70601
Karen Harrison Sapp 207 Milam St., Ste. C Shreveport, La 71101	Frances L. Tonry P.O. Box 1071 Blanchard, La 71009	Kallyn B. Benoit 2828 Hwy 14 Lake Charles, La 70601	Carmen D. Dugas P.O. Box 1890 Lake Charles, La 70602
John C. Schmidt 333 Texas St., Ste. 1900 Shreveport, La 71101	Alison Q. Touchstone 910 Pierremont Rd., Ste. 121 Shreveport, La 71106	Lisa Bertrand 131 Jefferson Dr. Lake Charles, La 70605	Sandra H. Dupre 1990 N. Borel Dr. Lake Charles, La 70611
Gayle E. Schroeder 3789 Gorman Rd. Shreveport, La 71107	Michael Lewis Ware 2142 Airline Dr., Ste. 300 Bossier City, La 71171	Barbara Bordelon 4412 Sarver Lake Charles, La 70605	Stephen C. Dwight 1400 Ryan St. Lake Charles, La 70601
Stephania A. Scott 451 Clyde Fant Parkway Shreveport, La 71101	Robinette A. Waren 2850 Lakeview Rd. Shreveport, La 71107		Michelle Fontenot 5297 Goos Ferry Rd. Lake Charles, La 70615
Barbara Semon 333 Unadilla St. Shreveport, La 71106	Stephen A. Weeks	Tina F. Bourgeois 4100 Ryan St.	Mona Fontenot 315 Alamo St. Lake Charles, La 70601

Susan D. Fruge
P.O. Box 1562
Lake Charles, La 70602

Liz C. Fuselier
6700 Petite Meadow
Lake Charles, La 70605

Peggy D. Gary
325 Jeanine St.
Lake Charles, La 70605

Angela Gill
27 Raintree Cove
Lake Charles, La 70605

Cyrena Gillard
3819 Kirkman St.
Lake Charles, La 70607

Dena Granger
1256 W. Houston River Rd.
Sulphur, La 70663

David Brian Green
500 Kirby St.
Lake Charles, La 70601

Ellen M. Guilbeaux
1418 Hwy 171 N
Lake Charles, La 70611

Candy Guillory
2901 Hodges St.
Lake Charles, La 70601

Vivian Guillory
3576 Rachel Dr.
Sulphur, La 70663

Janice N. Hagar
1300 PPG Dr.
Lake Charles, La 70601

Sandra Hartman
3213 Common St.
Lake Charles, La 70601

Heather H. Hebert
2154 Swisco Rd.
Sulphur, La 70665

Jamie Comeaux Hebert
1014 Alvin St.
Sulphur, La 70663

Rachel Hebert
505 Ash St.
Sulphur, La 70663

Wyvonne I. Hill

P.O. Box 909
Kinder, La 70648

David H. Hunter, Jr.
2131 22nd St.
Lake Charles, La 70601

Elizabeth K. Istre
2374 Hwy. 109 S.
Vinton, La 70668

Stacy L. Jackson
P.O. Box 299
Lake Charles, La 70602

Christine B. Jernigan
One Lakeside Plaza, 4th Fl.
Lake Charles, La 70601

Linda J. Jones
475 N. Perkins Ferry Rd. #23
Lake Charles, La 70611

Emily Kyle
2610 Deaton St.
Lake Charles, La 70601

Mary M. Lacasse
6337 Mark Lebleu Rd.
Lake Charles, La 70615

Marcus P. Lacombe
3102 Enterprise Blvd.
Lake Charles, La 70601

Sophie Landry
P.O. Box 87
Hayes, La 70646

Alandra A. Lazard
2400 Fruge St.
Lake Charles, La 70601

Fred C. Lebleu, III
593 Sam Houston Jones Pkwy.
Lake Charles, La 70611

Renee Lebleu
1750 W. McNeese St.
Lake Charles, La 70605

Charles L. Liddell
719 Bank St.
Lake Charles, La 70601

Amy L. Lorenz
306 Live Oak St.
Dequincy, La 70633

Gregory D. Lyons
1531 Hodges St.

Lake Charles, La 70601

Eleanor N. Mack
1000 Main St.
Lake Charles, La 70615

Deanna S. Marburger
2028 Houston River Rd.
Westlake, La 70669

Belinda Lewing Marcantel
P.O. Box 5201
Lake Charles, La 70606

Bonnie D. Marcantel
616 Kirby St.
Lake Charles, La 70601

Barbara I. McCain
330 Walcot Rd.
Westlake, La 70669

Michelle Leigh McIntyre
P.O. Box 4410
Lake Charles, La 70602

Rae L. McVey
1211 Stephen Rd.
Dequincy, La 70633

Jessica L. Miguez
1011 Lakeshore Dr., 2nd Fl.
Lake Charles, La 70601

Elizabeth L. Mixon
500 Kirby St.
Lake Charles, La 70601

Angelia Marie Moore
2233 Orchid St.
Lake Charles, La 70601

Christi L. Moring
2911 Ryan St.
Lake Charles, La 70601

Martha Morris
602 N. Hazel
Sulphur, La 70663

Phyllis A. Morris
1135 Lakeshore Dr.
Lake Charles, La 70601

C. Rene Mouton
915 Prairie Ct.
Lake Charles, La 70605

Beth Lee Mueller
2881 Scarlett Dr.
Lake Charles, La 70611

Janet Naquin
815 S. Huntington St.
Sulphur, La 70663

Aimee D. Oliver
531 Clarence St.
Lake Charles, La 70601

Dee Overduin
810 Idlewilde Ln.
Lake Charles, La 70605

Tiffanie V. Potts
P.O. Box 7278
Lake Charles, La 70606

Debra Presgrove
2357 E. Armand
Lake Charles, La 70611

Adrienne L. Reed
1215 Common St.
Lake Charles, La 70601

Kimberly A. Reeves
3024 Ryan St.
Lake Charles, La 70601

George Rivet
2708 Scarlett Dr.
Lake Charles, La 70611

Cathy Rosteet
1000 Ryan St.
Lake Charles, La 70663

Cynthia L. Roy
120a Kirkman St.
Lake Charles, La 70601

Kay Schexnider
333 N. Perkins Ferry Rd.
Lake Charles, La 70611

Kelie Schiro
P.O. Drawer 7820
Lake Charles, La 70606

Tanis L. Sewell
3955 N. Blue Sage Rd.
Lake Charles, La 70605

Jessica Shuff
196 Williamsburg
Lake Charles, La 70605

Marshall J. Simien, Jr.
One Lakeshore Dr., Ste. 1110
Lake Charles, La 70629

John J. Simpson

Page 8 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

P.O. Box 2900
Lake Charles, La 70602

Karel W. Smith
725 Misty Ln.
Lake Charles, La 70611

Debbie Sockrider
P.O. Box 5456
Lake Charles, La 70606

Kristina F. Talbert
1869 Easy St.
Lake Charles, La 70606

Grace Thellen
2316 Kirkman St.
Lake Charles, La 70601

Amanda Joyce Thornton
P.O. Box 4343
Lake Charles, La 70606

Christina D. Thornton
1322 Siouxan Dr.
Lake Charles, La 70611

Raiechilla Trahan Touchstone
4083 Deer Run Dr.
Lake Charles, La 70611

Jessica L. Trahan
3620 Gerstner Mem. Dr.
Lake Charles, La 70607

Kathy Kieu Trinh
P.O. Box 5394
Lake Charles, La 70606

Jeffery Jason Vander
1508 Quince St.
Sulphur, La 70663

Carla Vincent
815 S. Huntington St.
Sulphur, La 70663

Crystal L. Whitaker
1114 Ryan St.
Lake Charles, La 70601

Tammy White
131 Jefferson Dr.
Lake Charles, La 70607

Cherry M. Wicker
1807 Lake St.
Lake Charles, La 70601

Trisha L. Wilfer
3777 Gerstner Memorial Dr.

Lake Charles, La 70607

Claudia Jacobs Williams
2605 5th Ave.
Lake Charles, La 70601

Debbie K. Williams
231 Rio Hondo
Sulphur, La 70663

Kenneth M. Wyrick, III
One Lakeshore Dr., Ste. 1900
Lake Charles, La 70629

Caldwell
Christy Bailey
P.O. Box 681
Grayson, La 71435

Kami Bird
P.O. Box 662
Columbia, La 71418

Cynthia Carroll
P.O. Drawer 1619
Columbia, La 71418

James L. Carroll
P.O. Drawer 1619
Columbia, La 71418

Lori Crockett
194 Sybert Circle
Columbia, La 71418

Marva Lee Gregory
4519 Hwy 4 E.
Columbia, La 71418

Rebecca Y. Manly
P.O. Box 1628
Columbia, La 71418

Shelley M. Oxner
12210 Dan Bourgeois Rd
St. Amant, La 70774

Floyd E. Pardue, Sr.
2005 Templeton Bend Rd., #85
Columbia, La 71418

Joe L. Rentz
P.O. Box 191
Grayson, La 71435

Lindia S. Robinson
461 Hearn Island Dr.
Columbia, La 71418

Kelly P. Strong
P.O. Box 627

Grayson, La 71435

Elizabeth Weeks
192 Weeks Rd.
Grayson, La 71435

Cameron
Brenda L. Brown
2408 Heron St.
Cameron, La 70631

Cecil W. Clark, III
3659 Trosclair Rd.
Creole, La 70632

Ashley M. David
1472 Hwy. 717
Gueydan, La 70542

Shyla Ericson
33 Bk Ellender Ln.
Hackberry, La 70645

Lynn Griffith
P.O. Box 549
Cameron, La 70631

Rachelle Hebert
3025 Lake St.
Lake Charles, La 70601

Melissa K. Sonnier
7997 Nelson Road
Lake Charles, La 70605

Leann Stewart
P.O. Box 549
Cameron, La 70631

Delaine Theriot
P.O. Box 549
Cameron, La 70631

Samantha Wigley
P.O. Box 549
Cameron, La 70631

Recia Willis
P.O. Box 549
Cameron, La 70631

Bart Riley Yakupzack
P.O. Box 1467
Lake Charles, La 70602

Catahoula
Brandy Lynn McClure
P.O. Box 277
Jonesville, La 71343

Honei Lynn Otwell

P.O. Box 277
Jonesville, La 71343

Patricia Lynn Taylor
P.O. Box 277
Jonesville, La 71343

Claiborne
Linda R. Adams
1170 Sexton Rd.
Minden, La 71055

Michael E. Anderson
706 N. Main
Homer, La 71040

Lisa C. Balkom
1116 Sexton Rd.
Minden, La 71055

Bill H. Copeland
6942 Hwy. 79
Homer, La 71040

Richard L. Dorrell
413 North Main St.
Homer, La 71040

William Brad Herriage
360 Harris Rd.
Minden, La 71055

Laci Lee
830 Bella Vista
Homer, La 71040

Mary J. McDaniel
P.O. Box 600
Homer, La 71040

Barbara M. Miles
102 Broadway St.
Minden, La 71058

Rebecca C. Prine
P.O. Box 478
Arcadia, La 71001

Lana M. Pugh
1041 Airport Loop
Hoimer, La 71040

Elizabeth C. Sanders
435 Sanders Rd.
Minden, La 71055

Ginger G. Woodall
P.O. Box 600
Homer, La 71040

Concordia Anna B. Ferguson 1112 Second St. Ferriday, La 71334	233 Mary St. Stonewall, La 71078	Stonewall, La 71078	Baton Rouge, La 70820
Kathy Martin 1209 Peach St. Vidalia, La 71373	Cathy Fuller-Mitchell 217 Davis Rd. Stonewall, La 71078	Teresa M. Young 6434 Faust Dr. Shreveport, La 71129	Jennifer Taylor Chick One American Place, 9th Fl. Baton Rouge, La 70825
Larisa Morace 507 Forest Rd. Vidalia, La 71373	Kathy James 302 Red Oak Dr. Mansfield, La 71052	East Baton Rouge Mary S. Adams 6981 Highland Rd. Baton Rouge, La 70808	Jennifer L. Crick P.O. Box 1151 Baton Rouge, La 70821
Deborah Kiser Parks 4489 Hwy. 568 Ferriday, La 71334	Jo Ellen Land P.O. Box 790 Logansport, La 71049	Jonathan Cunningham Augustine 450 Laurel St., Ste 1101 Baton Rouge, La 70801	Vera K. Crumby-Nance 423 Spain St. Baton Rouge, La 70802
Desoto Susan E. Adams P.O. Box 51367 Shreveport, La 71135	Tina S. Lee 1309 Dennis St. Logansport, La 71049	Jennifer E. Aycock 222 St. Louis St., Ste. 776 Baton Rouge, La 70801	Paul M. Davenport, Jr. 543 Spanish Town Rd. Baton Rouge, La 70804
Kristie A. Berry 110 Pecan St. Gloster, La 71030	Jane Lemay Lindsey 1432 Hwy 171 Stonewall, La 71078	James M. Bernhard P.O. Box 3513 Baton Rouge, La 70821	Courtney Rene Decuir 2147 Government St. Baton Rouge, La 70806
Frances Bryant 769 Oxford Rd. Mansfield, La 71052	Dianne B. Mason 3978 Smyrna Rd. Grand Cane, La 71032	Christopher Bourgeois 450 Laurel St., Ste. 1600 Baton Rouge, La 70801	Winston G. Decuir, Jr. 1961 Government St. Baton Rouge, La 70806
Salley C. Burns 132 Jamaica Rd. Noble, La 71462	Terri C. McAllen P.O. Box 431 Mansfield, La 71052	F. Veronica Bradley 2111 Quail Run Dr. Baton Rouge, La 70808	Bryan Denison 340 Florida St. Baton Rouge, La 70801
Diane B. Burr 1453 Binning Rd. Mansfield, La 71052	Frances McKenzie 3940 Hwy 171 Gloster, La 71030	Kim L. Brooks 704 Mayflower Baton Rouge, La 70802	Mary H. Drabnis 2924 Brakley Dr., Ste. A-1 Baton Rouge, La 70816
Dewanna A. Clark P.O. Box 31 Logansport, La 71049	Felicia Gray Palmer 114 Claudia St. Mansfield, La 71052	Jeremy C. Broussard 207 Florida St. Baton Rouge, La 70801	Sheldon Faulk P.O. Box 98029 Baton Rouge, La 70898
Tammy Claybrook 1111 Roberts Rd. Logansport, La 71049	Linda Porter 14989 Hwy 175 Mansfield, La 71052	Robert L. Campbell 732 North Blvd. Baton Rouge, La 70802	Michael A. Fiser 617 Hebert St. Baton Rouge, La 70806
Bonita Coker 905 Rambin Rd. Stonewall, La 71078	Susan Lee Ruffin 750 North Princeton Mansfield, La 71052	Carla Marie Carboni 3030 Congress Blvd. #1 Baton Rouge, La 70808	Melanie Jeanne Forbes 223 E. Ascension St. Gonzales, La 70737
Jason W. Ferguson 570 Lesa Ln. Stonewall, La 71078	Jacquelyn P. Sebastian P.O. Box 1299 Mansfield, La 71052	Donna Carmichael 8126 One Calais Ave., 2C Baton Rouge, La 70809	Brandon J. Fremin 222 St. Louis St. Baton Rouge, La 70802
Mary Jean Foster P.O. Box 112 Grand Cane, La 71032	Terry G. Smith 211 Mills Rd. Logansport, La 71049	Natashia T. Carter 1263 Government St. Baton Rouge, La 70821	Brandon Mark Frey P.O. Box 91154 Baton Rouge, La 70821
Rodney Fowler	Mildred Veuleman 877 Hwy. 171 South, Apt. 29 Stonewall, La 71078	Darlene Boyd Casebonne 777 Florida St., Ste. 208 Baton Rouge, La 70801	Mary Ashley Bell Frey P.O. Box 3513 Baton Rouge, La 70821
	Wende Wilson 133 Lee Ln.	Warren Corry Caswell 1413 Jim Taylor Dr., Apt. 118	Nedra R. Frisby 8026 Jefferson Hwy, Apt. 249 Baton Rouge, La 70809

Page 10 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

Linda Sue Froeba
P. O. Box 80535
Baton Rouge, La 70898

Ericka R. Gilbert
1263 Government St.
Baton Rouge, La 70821

Adrien M. Gingles
505 North Blvd.
Baton Rouge, La 70809

Karen L. Godwin
P.O. Box 442
Baton Rouge, La 70821

Terry M. Grow
3518 Grant St.
Baker, La 70714

Kristi Deason Hagood
P.O. Box 3238
Baton Rouge, La 70821

Jackie Neal Harris, Jr.
301 Main St., Ste. 1250A
Baton Rouge, La 70804

Niles Bennett Haymer
123 St. Ferdinand St.
Baton Rouge, La 70814

Sherrie Heard
10232 Oliphant Rd.
Baton Rouge, La 70809

Thomas Gregory Hessburg
41075 Fairmont Ave.
Prairieville, La 70769

Beau Manning Higginbotham
658 Spanish Town Rd.
Baton Rouge, La 70802

Janice S. Inness
23114 S. Rosary St.
Vacherie, La 70090

Troy D. Jackson
600 America St.
Baton Rouge, La 70802

Kevin Harold Johnson
P.O. Box 2582
Baton Rouge, La 70821

Sheila L. Jones
13013 Justice Ave.
Baton Rouge, La 70816

Joseph Brian Juban

P.O. Box 15928
Baton Rouge, La 70895

Elwood H. Keim, Jr.
13541 Tiger Bend Rd.
Baton Rouge, La 70817

Mary Virignia Kelly
9035 Bluebonnet Blvd., Ste. 3
Baton Rouge, La 70810

Tedrick K. Knightshead
4607 Alvin Dark #1
Baton Rouge, La 70820

Cristine Laperouse
3233 S. Sherwood Forest #203
Baton Rouge, La 70816

David Leslie Lavergne
P.O. Box 98029
Baton Rouge, La 70898

Robyn Rhea Lively
1885 Wooddale Blvd., Rm. 620
Baton Rouge, La 70806

Robert M. Lucky
909 Poydras St., 20th Fl.
New Orleans, La 70112

Katherine E. Macdonald
7716 John Newcombe Ave.
Baton Rouge, La 70810

Laurence Maginn
1290 Park Blvd., Apt. 216
Baton Rouge, La 70806

William Brett Mason
P.O. Box 3197
Baton Rouge, La 70821

Jonathan D. Mayeux
P.O. Box 3656
Baton Rouge, La 70821

Kendra F. McCune
8658 Quarters Lake Rd.
Baton Rouge, La 70809

Margaret C. McFarland
10114 Jefferson Hwy.
Baton Rouge, La 70809

Marie F. McGrew
991 Colonial Dr.
Baton Rouge, La 70806

Sandra B. McMorris
13862 Perkins Road

Baton Rouge, La 70810

Jason Luke Melancon
6709 Perkins Rd.
Baton Rouge, La 70808

Melissa Miley
3211 Monterrey Dr.
Baton Rouge, La 70814

Brian George Miranda
1473 S. Redondo
Baton Rouge, La 70815

Bobbie Monroe
604 St. Ferdinand St.
Baton Rouge, La 70802

Diana B. Moore
618 Main St.
Baton Rouge, La 70801

William K. Morris
222 St. Louis St., Ste. 709
Baton Rouge, La 70802

Eliot R. Motlow
8280 YMCA Plaza, Ste. 5-A
Baton Rouge, La 70810

Adrian G. Nadeau
4041 Essen Ln., Ste. 500
Baton Rouge, La 70809

Erinn W. Neyrey
P.O. Box 2471
Baton Rouge, La 70821

Christopher W. Nielson
5157 Bluebonnet Blvd. Bldg H
Baton Rouge, La 70809

William B. Owens, Jr.
450 Laurel St., Ste. 1450
Baton Rouge, La 70801

Charlene Patterson
5952 N. Fort Clarke Dr.
Baton Rouge, La 70817

Jody Philips
855 Hearthstone Dr.
Baton Rouge, La 70806

Martha K. Pontureri
8550 United Plaza Blvd. 4th Fl
Baton Rouge, La 70809

Stephanie M. Possa
3225 Broussard St.
Baton Rouge, La 70808

Harold George Putnam
777 Florida St., Ste. 355
Baton Rouge, La 70801

Ursula Tranell Ransburg
P.O. Drawer 1100
Zachary, La 70791

Richard Randall Ray
4550 North Blvd.
Baton Rouge, La 70806

Laurie Kadair Redman
5261 Highland Rd. #388
Baton Rouge, La 70808

Samuel Bradley Rhorer
10566 Airline Hwy.
Baton Rouge, La 70816

Marisa Leblanc Roper
668 S. Foster Dr., Ste. 101
Baton Rouge, La 70806

Susan Rosenberger
9270 Siegen Ln., Ste. 303
Baton Rouge, La 70810

Steven Paul Slayton
430 Europe St.
Baton Rouge, La 70802

Gretchen Kay Smith
222 St. Louis St., Ste. 864
Baton Rouge, La 70802

Scott J. Sonnier
P.O. Box 98001
Baton Rouge, La 70898

Edgar Stewart Spielman
One American Place, 9th Fl.
Baton Rouge, La 70825

Paul Douglas Stewart, Jr.
3767 Hyacinth Ave.
Baton Rouge, La 70808

Susannah O. Stinson
8555 United Plza Blvd. 5th Fl
Baton Rouge, La 70809

Christopher Scott Suba
850 North Blvd.
Baton Rouge, La 70802

Douglas Swenson
270 S. Sharp Rd.
Baton Rouge, La 70815

Deeya Tauzin-Richard

6300 Corporate Blvd., Ste. 200
Baton Rouge, La 70809

Bertha Iturralde Taylor
3865 Hyacinth
Baton Rouge, La 70808

Ronyell Templet
12832 Morgan Meadow
Baton Rouge, La 70818

Judith Dietrich Terrell
12538 Parkvilla Ave.
Baton Rouge, La 70816

Jeffrey E. Tomlinson
445 North Blvd., Ste. 701
Baton Rouge, La 70802

Melanie A. Verzwuyvelt
138 McGehee Dr.
Baton Rouge, La 70815

Mary Janice Villarrubia
138 McGehee Dr.
Baton Rouge, La 70815

Robert Benn Vincent, Jr.
P.O. Box 3197
Baton Rouge, La 70821

Julie G. Walker
2237 S. Acadian Thrwy
Baton Rouge, La 70808

Sharyn Richard Wilcox
P.O. Box 1151
Baton Rouge, La 70821

Travis Wilkinson
P.O. Box 2997
Baton Rouge, La 70821

Adrian L. Wilson
8026 Jefferson Hwy #130
Baton Rouge, La 70809

Kathleen M. Wilson
363 3rd. St. #704
Baton Rouge, La 70807

Elizabeth K. Womack
2237 S. Acadian Thrwy.
Baton Rouge, La 70808

Kathrin E. Yates
2415 Quail Dr., 3rd Floor
Baton Rouge, La 70808

East Carroll
Phena Parker

216 Lake St.
Lake Providence, La 71254

East Feliciana
Marsha Ann Evans
7831 Castello Rd.
Ethel, La 70730

Claudia A. Holland
P. O. Box 265
Clinton, La 70722

Tamarah Juneau
12590 A. Perkins Rd.
Baton Rouge, La 70810

Dawn S. Mock
531 Clover Ridge Dr.
Jackson, La 70748

Geraldine F. "Jerry" Nettles
3821 College St.
Jackson, La. 70748

Tabatha Morgan Watts
8132 S. Lakeshore Dr.
Ethel, La 70730

Evangeline
Brian James Ardoin
1927 Lou Anna St.
Mamou, La 70554

Rachel F. Blanchet
700 W. Lasalle
Ville Platte, La 70586

Hope D. Cole
P.O. Drawer 1131
Oakdale, La 71463

Stacey Y. Deshotel
1262 Vince Lane
Ville Platte, La 70586

Dawn Poret Fontenot
408 W. Cotton St.
Ville Platte, La 70586

Jason P. Fontenot
1231 W. Main St.
Ville Platte, La 70586

Terry M. Fontenot
1026 Delta Lane
Ville Platte, La 70586

James Kirt Guillory
1019 Mayeauxville Rd.
Ville Platte, La 70586

Paula K. Guillory
1127 Mayeauxville Rd.
Ville Platte, La 70586

Paula Miller
1127 Rollins Rd.
Ville Platte, La 70586

Christopher Richard Rutzen
302 Main St.
Mamou, La 70554

Brian J. Weimer
P.O. Box 13199
Alexandria, La 71315

Franklin
Connie Allbritton
P.O. Box 82
Chase, La 71324

Mike Blackwell
362 Hwy. 577
Winnsboro, La 71295

June Johnson Davis
616 Riser Rd.
Winnsboro, La 71295

Michael Blake Kramer
2110 Pine St.
Winnsboro, La 71295

Sue D. McDonald
1595 Cooter Point Rd.
Gilbert, La 71336

Laura McManus
185 White Rd.
Winnsboro, La 71295

Lawanda Parker
219 Oliver Rd.
Winnsboro, La 71295

Gary D. Robinson
6624 Main St.
Winnsboro, La 71295

Shae Robinson
6624 Main Street
Winnsboro, La 71295

Jo Ann Smith
1460 Mauld Rd.
Winnsboro, La 71295

Michele Smith

252 Cooters Point Rd.
Gilbert, La 71336

Grant
Cheri L. Doucet
P.O. Box 135
Bentley, La 71407

Karen P. Doyle
516 Frazier Cemetery Rd.
Dry Prong, La 71423

Kheli Durand
279 Robertson Loop
Pollock, La 71467

Sherry Fryar
4425 Monroe Hwy.
Pineville, La 71360

Angela B. Jones
1254 Dorchester Dr.
Alexandria, La 71303

John C. Jordan
P. O. Box 8555
Alexandria, La 71306

J. Elray Lemoine
2157 Hwy. 122
Montgomery, La 71454

Heather M. Rachal
488 Mundy Loop
Colfax, La 71417

Pat Simmons
246 Hall Subdivision Rd.
Montgomery, La 71454

Iberia
Mary A. Anderson
602 Emmeline St.
New Iberia, La 70560

Sharene Boudreaux
522 N. Railroad
Delcambre, La 70528

Judy D. Bourque
305 Bayard St.
New Iberia, La 70560

Michael W. Boutte
3119 College Rd.
Jeanerette, La 70544

Elmire P. Brennan
312 Oak St.
New Iberia, La 70560

Page 12 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

Winona Champagne
501 St. Mary St.
New Iberia, La 70560

Peggy Sue Clark
3000 Deslatte Rd.
New Iberia, La 70560

Sandra R. Courge'
2803 Bodin Rd.
New Iberia, La 70560

Jeanie Marie Ratcliff Hebert
4704 Bull Island Rd.
New Iberia, La 70560

Yvonne P. Jolivet
826 French St.
New Iberia, La 70560

O'Neal Jones, III
609 Park Ave.
New Iberia, La 70560

Lyn I. Lasalle
633 Ashton
New Iberia, La 70563

Mae M. Lassalle
403 Victory Dr.
New Iberia, La 70563

Rosalind R. Lewis
1818 Wanda Dr.
New Iberia, La 70560

Laura L. Lomenick
3000 Chalfonte Crescent
New Iberia, La 70563

Renee M. Louviere
830 E. Main St.
New Iberia, La 70560

Marion P. Martin
406 Rosemount Dr.
New Iberia, La 70560

Antoinette Z. McIntyre
7806 Jefferson Island Rd.
New Iberia, La 70560

Andrea B. Miller
1516 Jules Rd.
New Iberia, La 70563

April N. Petry
P.O. Box 9207
New Iberia, La 70562

Chandi L. Prados
P.O. Box 641
Jeanerette, La 70544

Jan Richard
303 S. Bourque St.
Delcambre, La 70528

Kimberly N. Romero
803 Beverly St.
New Iberia, La 70560

Mandy Runnels
209 Acadian
New Iberia, La 70560

Janet Slaughter
315 Country Dr.
Delcambre, La 70528

James C. Sprague, III
4019 Romero Rd.
Youngsville, La 70592

Skye C. Sturlese
2403 Louisiana Dr.
New Iberia, La 70560

Arlida C. Viator
4006 Stelly Rd.
New Iberia, La 70560

Iberville
Nedi A. Cannella
114 Nicholls St.
Donaldsonville, La 70346

Angela M. Cavalier
P.O. Box 659
Plaquemine, La 70765

Timothy L. Collins
59126 Birch St.
Plaquemine, La 70764

Donald R. Derouen
58043 Court St.
Plaquemine, La 70764

Marcia M. Freeman
P.O. Box 659
Plaquemine, La 70765

Dana R. Kimble
58156 Court St.
Plaquemine, La 70764

Brian G. Miranda
26030 Tenant Rd.
Plaquemine, La 70764

Gail Molliere
58156 Court St.
Plaquemine, La 70764

Stacy P. Pierce
P.O. Box 738
Plaquemine, La 70765

Jackson
Jo Ellen H. Allen
2001 Macarthur Dr.
Alexandria, La 71301

Danny M. Anderson
320 Sherman Rd.
Quitman, La 71268

Elizabeth Ann Cheatwood
279 Durbin Circle
Jonesboro, La 71251

Regina Jinks
327 Caney Creek Dr.
Jonesboro, La 71251

Brenda D. Porter
2167 Walker Rd.
Jonesboro, La 71251

Angela K. Robinson
1647 Arcadia Hwy.
Quitman, La 71268

Phillip Hayes Vines
178 Scenic Rd.
Choudrant, La 71227

John R. Williams
1200 Maple St.
Jonesboro, La 71251

Jefferson
Ryan Duane Adams
2668 Long Branch Dr.
Marrero, La 70072

Mekel Smith Alvarez
909 Poydras St., 20th Fl.
New Orleans, La 70112

Donna L. Angelle
405 Gretna Blvd., Ste. 112
Gretna, La 70053

Robert E. Arceneaux
47 Beverly Garden Dr.
Metairie, La 70001

Wilbur J. "Bill" Babin, Jr.

3027 Ridgelake Dr.
Metairie, La 70002

Helen Marie Barrios
3537 18th St.
Metairie, La 70002

Patty S. Battard
4905 Toby Ln.
Kenner, La 70065

Ryan E. Beasley
38387 N Causeway, Ste. 301
Metairie, La 70002

Bradley R. Belsome
601 Poydras St., Ste. 2100
New Orleans, La 70130

Michael Patrick Bono
701 Poydras, Ste. 4500
New Orleans, La 70139

Kathleen M. Brandner
5109 Belle Dr.
Metairie, La 70006

Michael S. Brandner, Jr.
3850 N. Causeway, Ste 1000
Metairie, La 70002

Melanie Kaye Breaux
365 Canal St., Ste. 2000
New Orleans, La 70130

Patricia G. Breckenridge
141 E. Oakridge Park
Metairie, La 70005

Christina Parra Bullock
59 Beresford Dr.
Metairie, La 70001

Tara L. Burregi
3850 N. Causeway, Ste 900
Metairie, La 70002

Carlina Carmencita Castro
3445 N. Causeway Blvd. #510
Metairie, La 70002

Jason A. Cavnagac
1100 Poydras St., Ste. 3200
New Orleans, La 70163

Autumn L. Cheramie
303 Huey P. Long Ave.
Gretna, La 70093

Amy Vandever Christina
909 Poydras St., 20th Fl.

New Orleans, La 70112

Andrea B. Clark
180 W. Esplanade Ave.
Kenner, La 70065

John F. Clark, IV
3838 N Causeway, Ste 1800
Metairie, La 70002

Keith A. Conley
285 W. Esplanade #303
Kenner, La 70065

Michael G. Crow
One Galleria Blvd., Ste. 1100
Metairie, La 70001

Mary E. Dey
228 St. Charles Ave., Ste. 626
New Orleans, La 70130

Ayesha Dinshaw
6 Chateau du Jardin
Kenner, La 70065

Victor A. Dorsey, Jr.
6104 Westbank Expressway
Marrero, La 70072

Julie-Ann A. Duhe'
365 Canal St., Ste. 2750
New Orleans, La 70130

Brock D. Dupre
4500 One Shell Square
New Orleans, La 70139

Kathleen Finley Duthu
P.O. Box 641912
Kenner, La 70064

Jeremy D. Dwyer
200 Derbigny, Ste. 527
Gretna, La 70053

Jeanette M. Engeron
400 Poydras St., Ste. 2700
New Orleans, La 70130

Frank Christopher Eymard
4610 15th St.
Marrero, La 70072

Timothy P. Farrelly
2121 Airline Dr., Ste. 508
Metairie, La 70001

Frank Vincent Forte
536 W. William David Pkwy.
Metairie, La 70005

Pedro F. Galeas
3027 Ridgelake Dr.
Metairie, La 70002

Mark T. Garber
701 Poydras St., 40th Fl
New Orleans, La 70139

James Garvey
3501 N Causeway, Ste 314
Metairie, La 70002

Gregory Giangrosso
201 St. Charles Ave., Ste. 4000
New Orleans, La 70170

Nicole Michelle Gober
1400 Stonebridge Dr.
Gretna, La 70056

Kelly B. Green
601 Poydras St., 21st Fl.
New Orleans, La 70130

Toni L. Green
3939 Veterans Blvd. #204
Metairie, La 70002

Jeffrey James Guidry
12 Moselle Dr.
Kenner, La 70065

Alane M. Haik
P.O. Box 10775
Jefferson, La 70181

George P. Hebbler, Jr.
3636 S. I-10 Ser. W. Ste. 300
Metairie, La 70001

Kimya M. Holmes
4 Goldenrod Ln.
Wagman, La 70094

Catherine Orwig Hunter
3900 N Causeway, Ste 1450
Metairie, La 70002

Allison Kathka Hymel
3350 Ridgelake Dr.
Metairie, La 70002

Martins I. Imudia
3201 Danny Park, Ste. 204B
Metairie, La 70002

John A. Jeansonne, III
365 Canal St., Ste. 1700
New Orleans, La 70130

Wendelin E. Knight

701 Magazine St.
New Orleans, La 70130

Andre' J. Lagarde
3445 N Causeway, Ste 800
Metairie, La 70002

Anthony Lanasa
909 Poydras St., #2000
New Orleans, La 70112

Stephanie J. Langlois
1511 Carnation Ave.
Metairie, La 70001

James Kenneth Ledoux
909 Poydras St., Ste. 1700
New Orleans, La 70112

Richard K. Leefe
3900 N Causeway Blvd. #1470
Metairie, La 70002

Andrew D. Locicero
3414 Canal St.
New Orleans, La 70119

Catherine J. Luccioni
127 Athania Pkwy.
Metairie, La 70001

Bradley J. Luminais, Jr.
3850 N Causeway, Ste 900
Metairie, La 70002

Carey C. Lyon
One Shell Square, 50th Fl.
New Orleans, La 70139

Abbey A. Mack
3421 N Causeway, Ste 301
Metairie, La 70002

Cindy Galpin Martin
3009 41st St.
Metairie, La 70001

Stacey Zimmer Martinez
601 Poydras St., Ste. 2075
New Orleans, La 70130

Kevin M. McGlone
909 Poydras, 28th Fl.
New Orleans, La 70112

Sabrina L. McLaughlin
401 Whitney Ave., Ste. 410
Gretna, La 70056

Michael Menasco, Jr.
343 Third St., Ste. 506

Baton Rouge, La 70801

Diana M. Miller
P.O. Box 432
Grand Isle, La 70358

Nancy Anne Miller
3421 N Causeway, Ste 404
Metairie, La 70002

Stephen D. Morel
400 Poydras St., 30th Fl.
New Orleans, La 70130

Ashley David Nichols
P.O. Box 8957
Metairie, La 70011

Shantel C. Octave
4224 Florida Ave., Ste. 5
Kenner, La 70065

Daniel T. Pancamo
365 Canal St., Ste. 2000
New Orleans, La 70130

Jason B. Patrick
P.O. Box 24726
New Orleans, La 70134

Donald Gerard Piglia
421 Loyola Ave., Rm. 202
New Orleans, La 70112

Mariella Borel Porter
168 Janet Dr.
Avondale, La 70094

Richard F. Price, Jr.
474 Metairie Rd. #203
Metairie, La 70005

Marcia King Reck
161 Willow Dr.
Gretna, La. 70053

Andrea L. Ribando
802 Second St., Div. G
Gretna, La 70053

Susan Rogge
909 Poydras St., Ste. 1800
New Orleans, La 70112

Rose D. Rome
3925 N. I10 Ser. Rd., Ste. 229
Metairie, La 70002

Natalie Rochele Segura
10021 Tiffany Dr
River Ridge, La 70123

Page 14 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

Donna Shakerin
521 N. Atlanta St.
Metairie, La 70003

Karen Waters Shipman
601 Poydras St., 21st. Fl.
New Orleans, La 70130

Gregory C. Smith
3838 N Causeway, Ste 3290
Metairie, La 70002

Jerome G. Smith, III
816 Ridgewood Dr.
Metairie, La 70001

Alice Catherine Snee
421 Loyola Ave. Rm. 314
New Orleans, La 70112

Elizabeth Lynne Stolze
701 S. Peters St., Ste. 300
New Orleans, La 70130

Angelle Schmidt Stuart
One Galleria Blvd., Ste. 700
Metairie, La 70001

Elise Manning Stubbe
110 Veterans Blvd., Ste. 300
Metairie, La 70005

Peter Rosario Tafaro
3838 N Causeway, #2900
Metairie, La 70002

Peggy E. Toney
2019 B. Jefferson Hwy
Jefferson, La 70121

Olivia D. Toth
901 Veterans Blvd. #209
Metairie, La 70005

Jason Treigle
909 Poydras St. #2000
New Orleans, La 70112

Frederick J. Tufts
P.O. Box 8180
Metairie, La 70011

John E. Unsworth, Jr.
P.O. Box 8288
Metairie, La 70011

Serena Conosciani Vaughan
802 2nd St., 2nd Fl.
Gretna, La 70053

Brandon Venegas

P.O. Box 55634
Metairie, La 70055

Ann M. H. Weissmann
3500 N Causeway, Ste 415
Metairie, La 70002

Cindy Weldon-Laforet
1907 Veterans Blvd.
Metairie, La 70005

Cheryl Lynn Wild
P.O. Box 441
Gretna, La 70054

Juana L. Winfield
1100 Poydras St., Ste. 1700
New Orleans, La 70163

Joyce Duhe Young
909 Poydras St., 20th Fl.
New Orleans, La 70112

Jefferson Davis
Jessica Lynn Bertrand
815 Cole Ln.
Elton, La 70532

Amanda Marie Boudreaux
16374 Hwy. 26
Jennings, La 70546

Shawn Cheri Broussard
406 Arthur Ave.
Lake Arthur, La 70549

Karen G. Campbell
1011 Florence St.
Jennings, La 70546

Alice D. Crochet
3630 Crochet Rd.
Jennings, La 70546

Jeannie Daniels
14269 Ardoin Cove Rd.
Welsh, La 70591

Markeitha C. Fontenot
11336 Henry Rd.
Lake Arthur, La 70549

Judy Foreman
4100 Maplewood Dr.
Sulphur, La 70663

Rebecca J. Freeland
P.O. Box 400
Welsh, La 70591

Danielle Gary

805 North Main St.
Elton, La 70532

Linda B. Gary
P.O. Box 268
Welsh, La 70591

Phyllis C. Gray
1802 Joe Louis Street
Jennings, La 70546

Tina M. Guidry
810 W. Nezpique
Jennings, La 70546

Craig Steve Gunnell
P.O. Box 1446
Jennings, La 70546

Mona B. Hastings
P. O. Box 6863
Lake Charles, La 70606

Jennifer C. Landry
4406 Pine Island Hwy.
Jennings, La 70546

Clidean West Leblanc
531 Felix St.
Jennings, La 70546

Beulah Dazetta Lewis
225 N. Ave. C
Crowley, La 70526

Lori Carroll Moreau
20431 Bebee Rd.
Iowa, La 70647

Danielle Derouen Price
203 S. Oak
Welsh, La 70591

Barbara Smith
3787 Tommy Rd.
Jennings, La 70546

Shawanda Gaye Sowell
P.O. Box 228
Fenton, La 70640

Lynnette Torrans
18624 Augustine Rd.
Iowa, La 70647

Anna L. Vandever
714 Decker St.
Jennings, La 70546

Joy S. Zaunbrecher
821 N. Hwy. 26

Lake Arthur, La 70549

Lafayette
Andrea Leigh Albert
P.O. Box 3527
Lafayette, La 70502

Larry A. Aucoin, Jr.
118 Norman Dr.
Lafayette, La 70501

Simone G. Beard
5601 W. Congress
Duson, La 70529

Vicki L. Blanchard
1072 Patin Rd
Breaux Bridge, La 70517

Rachel F. Blanchet
102 Hawthorne Rd.
Lafayette, La 70508

Sue Boudreaux
402 Convent St.
Lafayette, La 70501

Catherine Brasseux
P.O. Box 2053
Lafayette, La 70502

Erin Therese Broussard
315 S. College Rd., Ste. 210
Lafayette, La 70503

Harry K. Burdette
415 Beverly Dr.
Lafayette, La 70503

Monica G. Calvert
404 Bellvue Plantation
Lafayette, La 70503

Cara Carline
104 Cane Ridge Circle
Lafayette, La 70508

Shawn A. Carter
220 Heyman Blvd.
Lafayette, La 70503

Pearl M. Champagne
P.O. Box 51367
Lafayette, La 70505

Carey Chopin
511 Cedar Crest Court
Lafayette, La 70501

Sarah "Jeanie" Cloud
407 Odessa Rd.

Duson, La 70592	Rochelle A. Godeaux 120 Supply Rd. Lafayette, La 70506	515 S. College Rd., Ste. 130 Lafayette, La 70503	Cecilia, La 70521
Elaine W. Conrad 111 Gravenhage Circle Youngsville, La 70592	Pamela A. Guidry 108 Boring Circle Lafayette, La 70506	Marlo R. Lecamus P.O. Box 866 Broussard, La 70518	Richard Harriman Morgan P.O. Box 51222 Lafayette, La 70505
Rhonda M. David 1401 W. University Ave. Lafayette, La 70506	Sandra Hargrave 315 Guilbeau Rd., Apt. 423 Lafayette, La 70506	Rosalind R. Lewis 402 W. Convent Lafayette, La 70501	Lisa A. Moring 512 Braquet Rd. Carencro, La 70520
Sandra B. Davidson 122 St. Paul Ave. Duson, La 70529	Rebecca F. Hartwell 101 Tanya St. Lafayette, La 70507	Janet Nicely Lockhart 117 Horseshoe Dr. Unit 1 Lafayette, La 70503	Travis Lamoine Mose 715 Nw Evangline Thwy. Lafayette, La 70509
Steven Joseph Diebold P.O. Box 3764 Lafayette, La 70501	Leigh Ann Haynie 1009 Kidder Rd. Carencro, La 70520	Norma M. Louviere 147 Racca Rd. Youngsville, La 70592	Angela J. Mouton 220 Catholique Rd. Carencro, La 70520
Kim-Lich Bui Dinh 126 Perez Dr Scott, La 70583	Michelle Hebert 701 W. Admiral Doyle Dr. New Iberia, La 70560	Jacqueline B. Manecke P.O. Box 53866 Lafayette, La 70505	H. Andrew Myers P.O. Box 99 Opelousas, La 70571
Bridget L. Dugas 104 Village Ln. Lafayette, La 70506	Juanita B. Hollier 303 W. Vermilion, Ste. 210 Lafayette, La 70502	Gerrie T. Martin 110 Belle Maison Dr. Lafayette, La 70506	Cheryl M. Ory 116 Barracuda St. Lafayette, La 70508
Candice E. Duhon 214 Nova Scotia Dr. Lafayette, La 70507	Alicia M. Jacob 413 Travis St. Lafayette, La 70503	Katherine Paine Martin P.O. Box 81338 Lafayette, La 70598	Douglas M. Palombo 1001 W. Pinhook Rd. Lafayette, La 70503
Connie Dumatrait 103 W. Martial Ave. Lafayette, La 70508	Paul Matthew Jones 822 Harding St. Lafayette, La 70505	Marion P. Martin P.O. Box 53492 Lafayette, La 70505	Kay Patin 1220 Camellia Blvd. Lafayette, La 70508
John Andrew Durrett 1313 W. Pinhook Rd. Lafayette, La 70503	Mary Jo Junot 211 Winbourne Ave. Scott, La 70583	Gretchen Heider Mayard P.O. Drawer 81338 Lafayette, La 70598	Mason Perrault 1003 Rosedown Lane Lafayette, La 70501
Jules David Edwards, III 800 South Buchanan St., 5th Fl. Lafayette, La 70502	Stacy N. Kennedy 406 Audubon Blvd., Ste. A Lafayette, La 70503	Brandi Mayet 600 Jefferson St., Ste. 1000 Lafayette, La 70501	Scott E. Peyton 213 Presbyterere Parkway Lafayette, La 70503
Guy Cornwell Ellison, III 603 Wilson St., Apt. 3 Lafayette, La 70503	Stephanie Kidder 887 Tower Rd. Rayne, La 70578	Quint McCord P.O. Box 61046 Lafayette, La 70596	Tammy Parker Pratt 102 Lockeport Circle Lafayette, La 70508
Cynthia Fernandez 104 Riverwoods Dr. Lafayette, La 70508	Elisabeth Ransome Kraft P.O. Box 3527 Lafayette, La 70502	Kolette L. McDowell 412 W. University, Ste. 102 Lafayette, La 70506	Stephen Maury Prewitt 207 Gina Dr. Duson, La 70529
Erin H. Fontenot P.O. Box 53669 Lafayette, La 70508	Patricia L. Lail 208 Amesbury Dr. Lafayette, La 70507	Faye L. Melancon 100-F Running Deer Dr. Lafayette, La 70503	Scott M. Prudhomme P.O. Box 3385 Lafayette, La 70502
Karen Frederick P. O. Drawer 51367 Lafayette, La 70505	Nancy R. Landry P.O. Box 53288 Lafayette, La 70505	Lena Molitor 325 Audubon Blvd. Lafayette, La 70503	John G. Rebstock, Jr. 1010 Auburn Ave. Lafayette, La 70503
Jose E. Garcia 134 Chantilly Circle Lafayette, La 70508	Matthew D. Lane, Jr.	Mary Moore P.O. Box 518	Jason Thomas Reed 2938 Hwy. 93 Sunset, La 70584

Page 16 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

Michelle Rice
210 Venture Way
Lafayette, La 70507

Mandy Runnels
2014 W. Pinhook, Ste. 503
Lafayette, La 70508

Rainey Schexnider
108 Pomerol Pl.
Lafayette, La 70503

Mark Edward Stipe
P.O. Drawer 3408
Lafayette, La 70502

Charles Stockton
138 Pinnacle Dr.
Youngsville, La 70592

Virginia Scrivner Swan
P.O. Box 51547
Lafayette, La 70505

Melissa L. Theriot
2020 Johnston St.
Lafayette, La 70506

Keith P. Touchet
1408 W. Willow St. #J62
Lafayette, La 70506

Beverly H. Toups
213 Bartmoor Dr.
Lafayette, La 70506

Rebecca T. Trahan
128-C Steiner Rd.
Lafayette, La 70508

Harry Lane Tuten, III
P.O. Drawer 51769
Lafayette, La 70505

Aimee Waguespack
204 Denette St.
Duson, La 70529

Donna M. Walker
120 Percy Rd.
Scott, La 70506

Heather K. Walker
P.O. Drawer 2908
Lafayette, La 70502

Barbara A. Williams
404 Martin St.
Breaux Bridge, La 70517

Cassie Lynn Willis

P.O. Drawer 94-C
Lafayette, La 70509

Jason E. Wilson
926 Coolidge Blvd.
Lafayette, La 70503

D'lane A. Wimberley
199 Southfield Pkwy
Lafayette, La 70506

Jonathan L. Woods
P.O. Drawer 94-C
Lafayette, La 70509

Lafourche
Elizabeth R. Daigle
3154 Hwy 316
Gray, La 70359

Misael A. Jimenez, Jr.
P.O. Box 340
Larose, La 70373

Lasalle
Rhonda Buffington Goodman
P.O. Box 635
Grayson, La 71435

James Robbins
P.O. Box 26
Jena, La 71342

Stephanie Stapleton
P.O. Box 26
Jena, La 71342

Lincoln
Cherri Barmore
410 S. Farmerville St.
Ruston, La 71270

Heather Billberry
1255 Henry Rd.
Dubach, La 71235

Joyce M. Colvin
P.O. Box 777
Ruston, La 71270

Christi Faulkner
P.O. Drawer 1867
Ruston, La 71270

Sandy L. Freeman
P.O. Box 758
Ruston, La 71273

Georgia Fuller

415 Moody Rd.
Ruston, La 71270

I. Rebecca Garza
704 Tarreyton Dr.
Ruston, La 71270

Shelia Gilmore
2735 Martha St.
Simsboro, La 71275

William Kyle Green
622 Burgessville Rd.
Ruston, La 71270

Jana B. Gullede
1511 N. Trenton
Ruston, La 71270

Heather Rhea Harrel
116 Killgore Rd., Ste. 4
Ruston, La 71270

John Tom James, Jr.
P.O. Box 1482
Ruston, La 71273

Cindy Jones
163 Emory Rd.
Choudrant, La 71227

James H. Jones
422 Carriage Way
Ruston, La 71270

Karan Kirkham
656 Walker Rd.
Choudrant, La 71227

Alisha Levingston
1406 Taylor St.
Ruston, La 71270

Mary C. Littrell
2301 McDonald Ave.
Ruston, La 71270

Faye McMichael
200 Breard
Monroe, La 71201

Don Samuel Mears
P.O. Box 4745
Monroe, La 71211

Carlene Myers
823 Hwy. 152
Dubach, La 71235

Tracy L. Oakley
P.O. Drawer 1867

Ruston, La 71273

Mona L. Palzer
744 Mondy Rd.
Ruston, La 71270

Jennifer C. Pesnell
1317 Robnette Dr.
Ruston, La 71270

Carey Rushing
1900 Farmerville Hwy.
Ruston, La 71270

Sharon P. Shrell
P.O. Box 150
Arcadia, La 71001

Sybil F. Smalling
2402 Martha St.
Simsboro, La 71275

Tim Taunton
3312 English Turn
Ruston, La 71270

Glenn Theis
413 Natchitoches
West Monroe, La 71291

Bonnie Thomason
410 S. Farmerville St.
Ruston, La 71270

James L. Walker, Jr.
P.O. Box 150
Arcadia, La 71001

Lisa C. Whitard
400 N. Vienna
Ruston, La 71270

Steve White
7344 Hwy. 80 West
Ruston, La 71270

William E. Young
321 McGuire Rd.
Simsboro, La 71275

Livingston
Patsy Love Appling
139 Del Norte Ave.
Denham Springs, La 70726

Melissa W. Arcement
121 Joan St.
Denham Springs, La 70726

Kim H. Davis
9952 Summerfield Dr.

Denham Springs, La 70726

Deette K. Dendy
403 Cockerham Rd.
Denham Springs, La 70726

Douglas Charles Dorhauer
1075 Government St.
Baton Rouge, La 70802

Connie M. Easterly
142 Del Norte Ave.
Denham Springs, La 70726

Evelyn Gaudet
12324 River Highlands Dr.
St. Amant, La 70774

Sheree M. Harrell
18594 Hood Road
Livingston, La 70754

Judith B. Harris
8687 United Plz. Blvd., 5th Fl.
Baton Rouge, La 70809

Susan C. Hazleton
26250 Juban Rd.
Denham Springs, La 70726

Barbara A. Holcombe
36062 Reinninger Rd.
Denham Springs, La 70706

Johnny R. Huckabay, II
6719 Perkins Rd.
Baton Rouge, La 70808

Kelli F. Jordan
8130 Versailles Ave.
Denham Springs, La 70706

Wanda S. Kelly
13490 Lakeview Dr.
Denham Springs, La 70726

Sasha Kidder
2618 S. Range Ave.
Denham Springs, La 70726

Elaine D. Kinchen
P.O. Box 11
Hammond, La 70404

Sheila G. Kinchen
P.O. Box 106
Albany, La 70711

Donna G. Leblanc
13915 Amber Lane

Walker, La 70785

Susan C. Lemoine
37728 Rue De Vior
Denham Springs, La 70706

Debra McKinney
P.O. Box 313
Hammond, La 70404

Christopher Steven Mensman
P.O. Box 98001
Baton Rouge, La 70898

Danielle Brock Mensman
2355 Drusilla Ln.
Baton Rouge, La 70895

Mary Katherine Metternich
138 McGehee Dr.
Baton Rouge, La 70815

Melissa A. Neyland
8455 Pink Graves Rd.
Denham Springs, La 70706

Valencia Walker Phelps
10694 Sims Rd.
Denham Springs, La 70706

Erik Stafford Pittman
1207 Florida Ave. East
Denham Springs, La 70726

Lorrie E. Powers
448 Cockerham Ave.
Denham Springs, La 70726

Jeffery P. Purpera, Jr.
1244 S. Range Ave.
Denham Springs, La 70726

Angela D. Sibley
P.O. Box 639
Livingston, La 70754

Patricia S. Stubbs
10501 Eagle Crest Rd.
Denham Springs, La 70726

Rebecca Tripp
9293 Claudette Ln.
Denham Springs, La 70706

Tasha K. West
P.O. Drawer 299
Livingston, La 70754

Fred L. Winder
P.O. Box 561
Springfield, La 70462

Madison
Michael Wilson
13 Crothers Dr.
Richmond, La 71282

Morehouse
Rebecca Lee Allred
9194 Kenny Kimball Rd.
Bastrop, La 71220

Joseph E. Chaney, III
294 Hwy. 3048
Rayville, La 71269

Amy B. Jones
6685 Sonny Boy Yeldell
Bastrop, La 71220

Phyllis Eubanks Knight
7327 James Chunn Rd.
Bastrop, La 71220

Kelly C. Lindeman
9316 Cooper Lake Rd.
Bastrop, La 71220

Patrice D. Smith
2205 Gemini Dr.
Bastrop, La 71220

Natchitoches
Yolanda Denise Bobb
P.O. Box 451
Natchitoches, La 71457

Joyce A. Boyt
146 Rue St. Denis St.
Natchitoches, La 71457

Sheila Carpenter
349 Eugene Garrett Rd.
Winnfield, La 714783

Brian A. Carroll
104 Riverview Dr.
Bermuda, La 71456

Beverly A. Faulkner
701 Keyser Ave.
Natchitoches, La 71457

Dawn M. Gandy
P.O. Box 668
Provencal, La 71468

Kecia Rae Glynn
714 Fourth St.
Natchitoches, La 71457

Kimberly F. Lacaze
137 Trudeau St.
Natchitoches, La 71457

Susan Martin
1509 Barclay Drive
Natchitoches, La 71457

Kristin Nelson
242 Keyser Ave., Pmb 240
Natchitoches, La 71457

Donna Rister Owens
1218 Lena-Flatwoods Rd.
Lena, La 71447

Bobbie J. Plaisance
8979 Hwy. 117
Provencal, La 71468

Lesley Ramian
250 Plantation Point Blvd.
Natchitoches, La 71457

Lona Saffel
4045 Us Hwy 71/84
Campti, La 71411

Rachel Jeanette Smith
P.O. Box 70
Natchitoches, La 71458

Lee P. Vickers
200 John Prudhomme Rd.
Natchez, La 71456

Elizabeth Allums Widhalm
316 Stephens Ave.
Natchitoches, La 71457

Orleans
Kiana M. Aaron
3421 N Causeway Blvd. 9th Fl
Metairie, La 70002

Alicia Aranguren
241 Jewel St.
New Orleans, La 70124

Carolyn Lalla Bailey
One Seine Court, Ste. 112
New Orleans, La 70114

Alexis P. Basilevsky
1100 Poydras St., Ste. 2200
New Orleans, La 70163

Alana Bishop
517 Frenchman St.

Page 18 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

New Orleans, La 70116

Angela C. Blandino
201 St. Charles Ave., 40th Fl.
New Orleans, La 70170

Peggy E. Bordelon
601 Poydras St., Ste. 2490
New Orleans, La 70130

Aynsley B. Bourne
320 N Carrollton Ave, Ste 101
New Orleans, La 70119

Monica Victoria Harris Bowers
4457 Mandeville St.
New Orleans, La 70122

Amanda L. C. Bradley
1100 Poydras St., Ste. 3600
New Orleans, La 70163

Dominique Bright-Wheeler
6409 Baccich St.
New Orleans, La 70122

Susan T. Broussard
225 Baronne St., 11th Fl.
New Orleans, La 70112

Audrey N. Browne
650 Poydras St.
New Orleans, La 70130

Rebecca Goforth Bush
201 St. Charles Ave., Ste.4240
New Orleans, La 70170

Robert A. Caplan
3631 Canal St.
New Orleans, La 70119

Celeste J. L. Cardin
1515 Poydras, Ste. 1400
New Orleans, La 70113

Jennifer M. Caulfield
201 St. Charles Ave., 31st Fl.
New Orleans, La 70170

Kathleen A. Chapman
201 St. Charles Ave., #3100
New Orleans, La 70115

Leslie D. Christopher
422 S. Broad St.
New Orleans, La 70119

Sandy E. Clause
9001 W. Judge Perez, Ste. 203
Chalmette, La 70043

Alan M. Cohen
201 St. Charles Ave., Ste. 3201
New Orleans, La 70170

Thomas Louis Colletta, Jr.
400 Poydras St., Ste. 1540
New Orleans, La 70130

Leo D. Congeni
643 Magazine St.
New Orleans, La 70130

Jose' C. Corrada
639 Loyola Ave., Ste. 2500
New Orleans, La 70113

Christopher P. Coty
702 St. Ferdinand St.
New Orleans, La 70112

Michael B. Cupit
650 Poydras St., Ste. 2015
New Orleans, La 70130

Chris D'Amour
4500 One Shell Square
New Orleans, La 70139

Emma E. Daschbach
909 Poydras, Ste. 2800
New Orleans, La 70112

Laurie Lee Dearmond
704 Carondelet St.
New Orleans, La 70130

Shawn T. Deggins
3200 St. Bernard Ave., Ste. 107
New Orleans, La 70119

B Demers
4037 Banks St.
New Orleans, La 70119

Patricia Diaz
909 Poydras St., Ste. 2000
New Orleans, La 70112

Tommy Dooley
5033 1/2 Tchoupitoulas St.
New Orleans, La 70115

Carin J. Dorman
400 Poydras St., Ste. 1540
New Orleans, La 70130

Jean Downs
P.O. Box 791378
New Orleans, La 70179

George Cameron Drennan

365 Canal St., Ste. 2000
New Orleans, La 70130

Jennifer D. Edie
400 Lafayette St., Ste. 200
New Orleans, La 70130

Amy Kent Edmond
909 Poydras, 20th Fl.
New Orleans, La 70112

Robert S. Emmett
601 Poydras St., Ste. 2100
New Orleans, La 70130

Robert Bruce Evanick
400 Lafayette St., Ste. 200
New Orleans, La 70130

John J. Fischesser, II
145 Robert E Lee Blvd, Ste 408
New Orleans, La 70124

Deborah A. Fleming
235 Burgundy St.
New Orleans, La 70112

Robyn Suzanne Ford
201 St. Charles St., Ste. 2411
New Orleans, La 70170

Kristina Furra
639 Loyola Ave., Ste. 2500
New Orleans, La 70113

Holly Garrity
633 N. Carrollton Ave.
New Orleans, La 70119

Kathleen C. Gasparian
3632 Canal St.
New Orleans, La 70119

Michael B. Gebhardt
6823 St. Charles Ave., Ste. 300
New Orleans, La 70118

Kelly Tamara Gilmore
2408 Constance St.
New Orleans, La 70130

Vincent Joseph Giordano, III
1808 N. Rampart St.
New Orleans, La 70116

Oliver Gloag
601 Poydras St., Ste. 2655
New Orleans, La 70130

Mandy A. Goldman
1515 Poydras St., Ste. 2380

New Orleans, La 70112

Demarcus J. Gordon
400 Lafayette St., Ste. 200
New Orleans, La 70130

William G. Gordon, III
3632 Canal St.
New Orleans, La 70119

Martha Griset
302 Broadway St.
New Orleans, La 70118

Cory Parish Gruntz
639 Loyola Ave.
New Orleans, La 70113

Susan G. Guidry
125 S. Genois St.
New Orleans, La 70119

Eve Blancher Hankins
4520 Canal St
New Orleans, La 70119

Shirin E. Harrell
700 Camp St.
New Orleans, La 70130

Thomas Moore Hayes, IV
704 Carondelet St.
New Orleans, La 70130

Aimee Williams Hebert
201 St. Charles Ave., 40th Fl.
New Orleans, La 70170

Katherine A. Hoffman
2000 Tulane Avenue
New Orleans, La 70112

Kristie Holm
5528 South Claiborne Ave.
New Orleans, La 70125

Nicole A. Ieyoub
909 Poydras St., Ste. 2550
New Orleans, La 70112

Lakeisha N. Jefferson
421 Loyola Ave., Rm. 206
New Orleans, La 70112

Evelyn B. Johnson
729 Harrison Ave.
New Orleans, La 70124

Lloyd S. Jolibois, Jr.
365 Canal St., Ste. 2850
New Orleans, La 70130

Sunni D. Jones 365 Canal St., Ste. 2000 New Orleans, La 70130	1401 Foucher St. New Orleans, La 70115	New Orleans, La 70118	Cherrell R. Simms 650 Poydras St., Ste. 2000 New Orleans, La 70130
Rachel Smith Kellogg 328 Lafayette St. New Orleans, La 70130	Erick G. Montalban 203 Carondelet St., Ste. 717 New Orleans, La 70130	Norris Perry Rader, III 639 Loyola Ave., Ste. 1800 New Orleans, La 70113	Jean Bing Simpson 201 St. Charles Ave., 31st Floor New Orleans, La 70170
Brian King 1329 Short St. New Orleans, La 70118	Linda P. Morin 2800 Gravier New Orleans, La 70119	James C. Rather, Jr. 3445 N Causeway, Ste 800 Metairie, La 70002	David Jeddie Smith, Jr. 650 Poydras St., Ste. 2400 New Orleans, La 70130
Stephen Skelly Kreller 5607 Prytania St., Apt. G New Orleans, La 70115	Cory Scott Morton 1100 Poydras St., Ste. 2100 New Orleans, La 70163	Daniel G. Rauh 701 Poydras St., Ste. 4800 New Orleans, La 70139	Rhett Spano 3850 N Causeway, Ste 1000 Metairie, La 70002
Scot Joseph Labourdette 3414 Canal St. New Orleans, La 70119	George A. Mueller, III 201 St. Charles Ave., 51st Fl. New Orleans, La 70170	Dione D. Reed 909 Poydras St., Ste. 2800 New Orleans, La 70112	Louis Spencer 1515 Poydras St., Ste. 1950 New Orleans, La 70112
Dorothy S. Watkins Lawrence 909 Poydras St., Ste. 2800 New Orleans, La 70112	Meghan Elizabeth Munger 1518 Hwy. 30 East Gonzales, La 70737	Stephanie E. Rennell 201 St. Charles Ave., Ste. 424 New Orleans, La 70170	Scott C. Stevens 201 St. Charles Ave., Ste. 2411 New Orleans, La 70170
Shelly Leeke 301 Loyola Ave. New Orleans, La 70112	Allison K. Nestor 2100 St. Charles Ave., 8E New Orleans, La 70130	David R. Rizzo 10001 Lake Frst., Ste. 905 New Orleans, La 70127	Arthur L. Stewart 700 Camp St. New Orleans, La 70130
Deana Palmisano Lejarza 201 St. Charles Ave, 35th Fl. New Orleans, La 70170	William W. Newton 1100 Poydras St., Ste. 1700 New Orleans, La 70163	Marc L. Roark 365 Canal St., Ste. 2000 New Orleans, La 70130	Jennifer Martin Stolier 4500 One Shell Sq. New Orleans, La 70119
Michael David Lonegrass 701 Poydras St., 40th Fl. New Orleans, La 70139	Mark Thomas Perron 225 Baronne St., Ste. 2112 New Orleans, La 70112	Jessica G. Roux 4729 Prytania St. New Orleans, La 70115	Judith L. Stone-Collins 7513 Maple St. New Orleans, La 70118
Sally Longmire 639 Loyola Ave., Ste. 2500 New Orleans, La 70113	Darleene D. Peters 400 Poydras St., Ste. 2700 New Orleans, La 70130	Don A. Rouzan 365 Canal St., Ste. 2000 New Orleans, La 70130	David Sullivan 2917 Magazine St., Ste. 201 New Orleans, La 70115
Michelle H. Lyon 3850 N Causeway, Ste 1240 New Orleans, La 70170	Racquel Burns Pettigrew 1911 Odeon Ave. New Orleans, La 70114	Maurice C. Ruffin 1100 Poydras St., Ste. 2300 New Orleans, La 70163	Gregory R. Swygert 144 Elk Place, Ste. 1606 New Orleans, La 70112
Nicole R. Marsh 400 Lafayette St., Ste. 200 New Orleans, La 70130	Kay A. Pitman 1515 Poydras St., Ste. 2070 New Orleans, La 70112	Darlene Sanchez 2125 Killington Dr. Harvey, La 70058	Pearlina Thomas 6128 Pratt Thomas New Orleans, La 70122
John Andrew Marzullo 1250 Poydras St., Ste. 400 New Orleans, La 70113	Douglas R. Plymale 3500 N. Hullen St. Metairie, La 70002	Michael J. Sax 3221 Behrman Place, Ste. 103 New Orleans, La 70114	Julie C. Tizzard 946 Harding Dr. New Orleans, La 70119
Christopher M. McNabb 328 Lafayette St. New Orleans, La 70130	Jack Quarles, Jr. 5901 Pratt Dr. New Orleans, La 70122	Brent V. Schillage 1710 Cannes Dr. La Place, La 70068	Joseph Tomkiewicz 817 St. Philip St., Suite 106 New Orleans, La 70116
Derek M. Mercer 650 Poydras St., Ste. 2150 Nola, La 70130	Aimee M. Quirk 201 St. Charles Ave., 50th Fl. New Orleans, La 70170	Vallie Schwartz 909 Poydras St., 20th Fl. New Orleans, La 70112	Jarred G. Trauth 201 St. Charles Ave., 50th Fl. New Orleans, La 70170
Chaunta Mero	Sean P. Rabalais 7039 Magazine St.	Bryan C. Shartle 201 St. Charles Ave., Ste. 3500 New Orleans, La 70170	Allyson Dorsey Tuttle

Page 20 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

1000 Howard Ave., Ste. 1200
New Orleans, La 70113

Timothy F. Upton
3421 N Causeway, Ste 602
Metairie, La 70002

Christopher Martin Utley
2331 Esplanade Ave.
New Orleans, La 70119

Vanessa Waguespack
201 St. Charles Ave.
New Orleans, La 70170

Charles B. Wallace
701 Poydras St., Ste. 400
New Orleans, La 70139

Ryan C. Wallis
400 Lafayette St., Ste. 200
New Orleans, La 70130

Thomas F. Weymann
1922 S. Carrollton Ave.
New Orleans, La 70118

C. Mark Whitehead, III
610 Baronne St.
New Orleans, La 70113

Jonathan Gray Wilbourn
1100 Poydras St., Ste. 2200
New Orleans, La 70163

Laurence Wong
1421 Webster St.
New Orleans, La 70118

Suzanne Wright
3445 N Causeway, Ste 800
Metairie, La 70002

Ouachita

Floyd W. Allen
154 Ellington Dr.
Monroe, La 71202

John F. Aplin
107 Tahoe Circle
West Monroe, La 71292

Monica W. Bearden
203 Forest Hill Rd.
West Monroe, La 71291

Rise P. Bethea
108 Curve Dr.
Monroe, La 71203

Marilyn J. Black

2211 North 7th St.
West Monroe, La 71291

Sarah C. Booth
701 Trenton St.
West Monroe, La 71291

Alton Braddock
218 Lake Village Dr.
West Monroe, La 71291

Natalie Johns Calk
1500 North 19th St.
Monroe, La 71201

Brenda R. Carroll
114 Green Rd.
West Monroe, La 71291

Sylvia Kay Colvin
112 Lacrosse Circle
West Monroe, La 71291

Monica R. Coulberson
32 Colonial Dr.
Monroe, La 71203

Shereba L. Diaz
3016 Cameron St.
Monroe, La 71201

Sandy R. Duplissey
1900 N. 18th St., Ste. 100
Monroe, La 71201

Brandi Durand
2015 Jackson St.
Monroe, La 71202

Cynthia S. Ferguson
123 Sonoma Circle
West Monroe, La 71291

Pamela C. Gallardo
P.O. Box 2065
Monroe, La 71207

James R. Gardner, II
206 Ingleside Dr.
Monroe, La 71203

Cindy Haisty
100 Roxana Dr.
West Monroe, La 71291

Heather Harrell
2307 Sauvelle Dr.
Monroe, La 71203

Angela E. Hogan
2004 Star Dr.

West Monroe, La 71291

Karen Hoyle
P.O. Box 398
Sterlington, La 71280

Kristie S. Jenkins
1215 West Olive St.
West Monroe, La 71292

Katrina Marie Johnson
1500 North 19th St.
Monroe, La 71201

Brad Jolley
341 Rowland Rd.
Monroe, La 71203

H. Lynne King
2623 Winnsboro Rd.
Monroe, La 71202

Robert T. Knight
1315 Cypress St.
West Monroe, La 71291

Kristin K. Lenard
324 Karen Rd.
West Monroe, La 71292

Sherrill L. Lindsey
P.O. Box 1030
Monroe, La 71210

Nichole Marie Lofton
1103 Royal Ave.
Monroe, La 71201

Barbara B. Manning
111 Gretchen Circle
West Monroe, La 71291

Kristy Nicole Martin
2120 Cypress St., Ste. A
West Monroe, La 71291

Amy J. May
780 Kansas Lane, Ste. B
Monroe, La 71201

Trisha Lee Miller
1000 Hwy 165 North
Monroe, La 71201

Lori Morrow
1500 N. 19th St.
Monroe, La 71201

Lynda A. Nubles
100 Centruytel Dr.
Monroe, La 71203

Misty L. Odom
1500 N. 19th St.
Monroe, La 71201

Jason F. Ott
118 Arlington Dr.
West Monroe, La 71291

Courtney C. Passman
105 Alandale Circle
West Monroe, La 71291

Linda A. Perry
106 Dupont Circle
West Monroe, La 71291

Bernadette Rainbolt
410 Somerset Dr
Monroe, La 71203

James D. Riddle
1030 Inabnet Blvd. #603
Monroe, La 71201

M. Chase Sanson
505 Pine St.
Monroe, La 71201

Arnold G. Sawyer
201 Hamilton St.
West Monroe, La 71292

Lester B. Skelton
109 Raymond Dr.
Monroe, La 71203

Cheryl Lynn Slavant
2610 Washington St.
Monroe, La 71201

Elizabeth N. Sparks
1800 Spencer
Monroe, La 71201

Michelle D. Sullivan
355 Winnfield Rd.
West Monroe, La 71292

Nikki C. Tinnerello
2001 N. 7th St.
West Monroe, La 71291

Dianna L. Whitlock
1000 Hwy. 165 North
Monroe, La 71201

Georgia E. Wilander
101 Pine Terrace Dr., Apt. 10
West Monroe, La 71291

Lori Wilds

2120 Cypress St., Ste. A
West Monroe, La 71291

Jo Louise Worthey
418 Worthey Rd.
West Monroe, La 71291

Claudia L. Wright
6042 New Natchitoches Rd.
West Monroe, La 71292

Plaquemines
Stephen Jacob Braud
2551 Metairie Rd.
Metairie, La 70001

Renette B. Hill
115 East Y St.
Belle Chasse, La 70037

Pointe Coupee
Chad A. Aguiard
14163 Patin Dyke Rd.
Ventress, La 70783

Gene Wayne Perkins, Sr.
6195 Island Rd. #23
Jarreau, La 70749

Laura Capitola Gill Slocum
P.O. Box 4064
Baton Rouge, La 70821

Gaynell C. Soulier
P.O. Box 250
New Roads, La 70760

Rapides
Juan M. Alers-Torres
P.O. Box 907
Ball, La 71405-0907

Bonnie Ambrose
1254 Dorchester Dr.
Alexandria, La 71303

Kimberly S. Anderson
1215 Texas Ave.
Alexandria, La 71301

Ladonua Bass
6128 Yoho Dr.
Alexandria, La 71301

Annie Bennett
1403 Metro Dr., Bldg. E
Alexandria, La 71303

Christina L. Bonnette

P.O. Box 367
Cheneyville, La 71325

Connie Jo Bowen
600 Desoto St.
Alexandria, La 71301

Millie S. Brewer
2212 Memorial Dr.
Alexandria, La 71301

Annie S. Brown
4604 Hargis St.
Alexandria, La 71301

Rachel Hays Burleigh
P.O. Box 442
Glenmora, La 71433

Melissa Y. Cabra
P. O. Box 13017
Alexandria, La 71315

Brian A. Carroll
P.O. Box 1272
Alexandria, La 71309

Mary W. Chamberlin
3306-K Hwy. 28 East
Pinville, La 71360

Tania L. Childers
454 Lula Lane
Alexandria, La 71303

Wayne Cooley
1600 Harris St.
Alexandria, La 71301

Gayle Davis
P.O. Box 952
Alexandria, La 71309

Jennifer Derbonne-Johnson
2312 S. Macarthur Dr.
Alexandria, La 71301

Julia Deville
401 Grant Dr.
Pineville, La 71360

Shelly M. Dugger
3700 Jackson St., Ste. 201
Alexandria, La 71303

Heather Dujay
P.O. Box 1000
Pollock, La 71467

Willie J. Dunkley
1410 Kathy St.

Alexandria, La 71303

Pamela C. Dunn
1188 Hwy. 8
Lena, La 71447

Felicia B. Edwards
2001 Macarthur Dr.
Alexandria, La 71301

Mary W. Eznack
P. O. Box 992
Ball, La 71405

Linda V. Flynn
6250 Coliseum Blvd.
Alexandria, La 71303

Jacqueline Freeman
P.O. Box 519
Lecompte, La 71346

Gail E. Gilfoil
3600 Jackson St., Ste. 122
Alexandria, La 71303

Starlene Grayson
2030 Donahue Ferry Rd.
Pineville, La 71360

Delbert C. Grigsby
605 Terra Ave.
Alexandria, La 71303

Wanda D. Grigsby
605 Terra Ave.
Alexandria, La 71303

Sonja M. Guillory
P.O. Box 30146
Alexandria, La 71301

Margaret A. Harris
4015 Lakeside Dr. #407
Alexandria, La 71301

Rhonda R. Harvey
708 Jackson St.
Alexandria, La 71301

Debra L. Hickman
419 Timber Ridge Dr.
Woodworth, La 71485

Kristina F. Hickman
4725 Hwy. 28E
Pineville, La 71360

Nathan Holden
2602 B Hwy. 28E
Pineville, La 71360

Deana Lynn Huff
122 Deer Creek East
Pineville, La 71360

Mickie C. Humphries
1303 2nd St.
Pineville, La 71360

Gladys B. Jordan
3154 E. River Rd.
Oakdale, La 71463

Camie L. Joshua
915 Third St.
Alexandria, La 71309

Lara C. King
P.O. Box 13747
Alexandria, La 71315

Carol Krider
5708 Prescott Rd.
Alexandria, La 71301

Lisa Labbe'
211 4th St.
Alexandria, La 71301

Carmen D. Lashney
P.O. Box 12729
Alexandria, La 71315

Tami H. Marks
P.O. Box 269
Alexandria, La 71309

Sharon G. McCusker
728 Jackson St.
Alexandria, La 71301

Sonya Selman McGee
3600 Jackson St. Ext., Ste. 120
Alexandria, La 71303

William Wood Meeks
P.O. Box 12729
Alexandria, La 71315

Katherine Moreno
4736 Jackson St. Ext.
Alexandria, La 71303

Penny Quinn
6-A Butte La Rose Rd
Alexandria, La 71303

Diane Ray
910 Main St.
Pineville, La 71360

Gwen A. Rivet

Page 22 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

107 Washington St.
Pineville, La 71360

Helen H. Roberts
3213 Hwy. 112
Forest Hill, La 71430

Modina Rogers
5945 Cindy St.
Pineville, La 71360

Melissa C. Roshto
2001 Macarthur Dr.
Alexandria, La 71301

Vivian Rush
72 Durham Rush Rd.
Deville, La 71328

Heidel Schneider
1916 Gus Kaplan
Alexandria, La 71303

Dionne Eileen Schreckengost
3900 Trinity Church Rd.
Pineville, La 71360

Tonya Scully
1254 Dorchester Dr.
Alexandria, La 71303

Lana K. Setliff
307 Janet Dr.
Pineville, La 71360

Marianne Setliff
303 Ryan St.
Boyce, La 71409

Bridget Shackleford
P.O. Box 12414
Alexandria, La 71315

Michelle M. Stanford
3916 Parliament Dr.
Alexandria, La 71303

Kristin Stokes
7307 Masonic Dr.
Alexandria, La 71301

James W. Thibodaux, Jr.
P.O. Box 6225
Alexandria, La 71307

Sheila M. Thomas
P.O. Box 1545
Alexandria, La 71309

Tammy Valenzuela
3900 Lee St.

Alexandria, La 71302

Cynthia A. Vallery
104 Bolton Ave.
Alexandria, La 71301

Christina Vanasselberg
1725 Macarthur Dr.
Alexandria, La 71301

Joni Vanslyke
160 Padgett Rd.
Hineston, La 71438

Victoria M. Villemarette
P.O. Box 12224
Alexandria, La 71315

Dora J. Vines
P.O. Box 710
Alexandria, La 71309

Lynn Alley Wheelis
4503 Wendover Blvd.
Alexandria, La 71303

Madonna T. Young
61 Bayou Oaks Dr.
Alexandria, La 71303

Red River
Cassandra I. Crawford
Route 5, Box 117
Coushatta, La 71019

Tina L. Harris
P.O. Box 894
Coushatta, La 71019

Martha D. Mahfouz
6009 Financial Plaza
Shreveport, La 71129

Robert D. McCoy
P.O. Box 1360
Coushatta, La 71019

Carol L. Miller
P.O. Box 1369
Coushatta, La 71019

Patrick S. Murray
909 Spruce St.
Coushatta, La 71019

Karen W. Scarborough
Rt. 2, Box 192
Coushatta, La 71019

Richland
Bryan Bolton

P.O. Box 815
Rayville, La 71269

Dorothy M. Emory
914 Hwy 135
Rayville, La 71269

Bethany Goodwin
710 Hwy. 165 North
Monroe, La 71203

Patsy L. Gray
52 Cypress Bend
Rayville, La 71269

Lisa Ann Green
701 Trenton St.
West Monroe, La 71291

Melissa C. King
P.O. Box 60
Rayville, La 71269

Sharon Miklosey
P.O. Box 809
Rayville, La 71269

Donna R. Taylor
1100 North 19th St.
Monroe, La 71201

April Williams
1040 Oliver Rd.
Monroe, La 71201

Sabine
Matthew Couvillion
P.O. Box 70
Many, La 71449

Michael Stephen Harper
P.O. Box 69
Many, La 71449

Susan R. Hills
P.O. Box 1200
Many, La 71449

Patricia A. Holmes
P.O. Box 328
Pleasant Hill, La 71065

Robert Knippers
P.O. Box 328
Many, La 71449

Pamela B. Murray
2371 Coker Worsham
Converse, La 71419

St Bernard
Ronald Keith Bell
2905 Meraux Ln.
Violet, La 70092

Carl Hargis, Jr.
2316 Aramis Dr.
Mereaux, La 70075

Diana S. Schehr
2708 Mayflower Sr.
Meraux, La 70075

Dawn G. Stafford
2912 Dauterive Dr.
Chalmette, La 70043

Linda M. Sukman
8301 W. Judge Perez, Ste. 303
Chalmette, La 70043

Ryan T. Vidal
1515 Poydras St., Ste. 2070
New Orleans, La 70112

St Charles
Gwendolyn Anne Benintende
4345 Williams Blvd., Ste. C
Kenner, La 70065

Zenel A. Doucet
P.O. Box 188
Larose, La 70373

Nicole Francis
One Shell Square, 50th Fl.
New Orleans, La 70139

Kevin Kwon
729 E. Boston St.
Covington, La 70434

Cristina R. Wheat
1514 Jefferson Hwy
New Orleans, La 70121

St Helena
Willie G. Johnson, Jr.
8550 United Plaza Blvd., #200
Baton Rouge, La 70809

St James
Ericka S. Brignac
P.O. Box 323
St. James, La 70086

Janice S. Inness
23114 S. Rosary St.
Vacherie, La 70090

Jackie M. McCreary
777 Florida St., Ste. 313
Baton Rouge, La 70801

St John the Baptist

Paula Adams Ates
29 Turnberry Dr.
Laplace, La 70068

Chaunta Mero
1401 Foucher St.
New Orleans, La 70115

Laura E. F. Thompson
201 St. Charles Ave., Ste. 3100
New Orleans, La 70170

St Landry

Merlene C. Babineaux
2036 Penny Ln.
Opelousas, La 70570

Chastity L. Barron
184 Bayou Teche Sub. Div. Rd.
Opelousas, La 70570

Donald D. Cleveland
P.O. Box 1116
Opelousas, La 70570

David A. Conrad
5650 Carmon St.
Scott, La 70583

Jeremy Douglas Dean
504 S. Main St.
Opelousas, La 70571

Dawn O. Doucet
P.O. Box 3524
Lafayette, La 70502

Sonia Dugas
1902 Diver Dr.
New Iberia, La 70560

Theresa Q. Edwards
506 Rideau Rd.
Palmetta, La 71358

Carlie Fontenot
4416 Johnson St., Ste. 7-A
Lafayette, La 70503

Richelle M. Frey
941 W. Walnut St.
Eunice, La 70535

Marie Delia Gray
2805 Hwy. 347
Leonville La 70551

Brandon G. Guillory
413 North Wallnut St.
Opelousas, La 70570

Kenneth Janice
231 Fruge St.
Eunice, La 70535

Karen B. Johnson
P.O. Box 1087
Eunice, La 70535

Wendy L. Lafleur
1341 Clanton Ave.
Eunice, La 70535

Dale A. Marks
5461 Hwy 182
Opelousas, La 70570

Maria Yvette Martin
707 Berard St.
Breaux Bridge, La 70517

Kasey K. Menard
352 S. 5th St.
Eunice, La 70535

David Mouton
5717 I-49 Service Rd. S
Opelousas, La 70570

Cassie B. Murillo
P.O. Box 1029
Eunice, La 70535

Lisa R. Olivier
1211 Coolidge, Ste. 100
Lafayette, La 70503

Barbara B. Picard
P.O. Box 1087
Eunice, La 70535

Karen Q. Spears
529 Oscar Rivette Rd.
Arnaudville, La 70512

Chasity T. Stroud
370 Juanita St.
Eunice, La 70535

James L. Thierry
1435 Federal Rd.
Opelousas, La 70570

Tiffany Vidrine
324 Daisy Lane
Opelousas, La 70570

Rhonda B. Whitewing

392 Hwy 182
Sunset, La 70584

Phyllis T. Williams
1005 Benjamin St.
Opelousas, La 70570

St Martin
Mandy M. Beihl
219 E Jefferson St
St. Martinville, La 70582

Vicki L. Blanchard
1172 Patin Rd.
Breaux Bridge, La 70517

Pamela G. Fruge'
1688-D Sawmill Hwy.
Breaux Bridge, La 70517

Patricia Leblanc Hebert
1024 Thelma Rd.
Breaux Bridge, La 70517

Hoai Thanh Hoang
1004 Hilda St.
Breaux Bridge, La 70517

Rita S. James
429 Governor Mouton St.
St. Martinville, La 70582

Paulette G. Lallande
7003 Hwy. 90
Morgan City, La 70380

Donna A. Lasseigne
3202 Catahoula Hwy.
St. Martinville, La 70582

Victoria Lemoine
1675 Duchanp Rd.
Broussard, La 70518

Buffy D. Lord
102 Versailles Blvd., Ste. 400
Lafayette, La 70509

Madeline J. Pete
719 S. Main St.
St. Martinville, La 70582

Jacqueline T. Sanders
P.O. Box 711
Arnaudville, La 70512

Beverly S. Stroderd
1036 Vieux Chene
Broussard, La 70518

Melissa L. Theriot

1020 Petite Rd.
St. Martinville, La 70582

Belinda R. Touchet
110-A Vieux Jacquet Rd.
Broussard, La 70518

Janice B. Trosclair
3278 Grand Point Hwy.
Breaux Bridge, La 70517

Sandy F. Trosclair
1012 Cypress Ln.
St. Martinville, La 70582

Fabian D. Tucker
1026 Ruth Bridge Hwy.
Breaux Bridge, La 70517

Monica B. Waguespack
1011 Woodridge Dr.
Breaux Bridge, La 70517

St Mary
Ryan Baudry
P.O. Box 596
Franklin, La 70538

James P. Carinhas
P.O. Box 1928
Patterson, La 70392

Edward E. Chase
210 Willow St.
Franklin, La 70538

Janice Foster
1122 Francis St.
Patterson, La 70392

Esther Gilmore
P.O. Drawer 3479
Morgan City, La 70381

Carolyn Anne Guarisco
3216 Susan Dr.
Morgan City, La 70380

Rachel A. Rodriguez
20056 Hwy. 182 W
Jeanerette, La 70544

Tana R. Thibodaux
P.O. Box 750
Centerville, La 70522

St Tammany
Christopher Albert Aberle
P.O. Box 8583
Mandeville, La 70470

Page 24 SENATE

April 14, 2004

8th DAY'S PROCEEDINGS

Elizabeth A. Alston
701 Mariner's Plaza
Mandeville, La 70448

Colette M. Archer
182 Live Oak St.
Mandeville, La 70448

Jennifer H. Asche
2771 Third St., Ste. 203
Slidell, La 70458

Nicole M. Atkins
P.O. Box 939
Folsom, La 70437

Sharon Bader
113 Ned Ave.
Slidell, La 70460

Sandra Lee Baines
221 Maplewood Dr.
Slidell, La 70460

Sandra Mons Barry
19214 Wymer Rd.
Covington, La 70435

Yuolonda B. Batieste
P.O. Box 232
Folsom, La 70437

Sandra L. Bertram
416 Marina Dr.
Slidell, La 70458

Sadie M. Blanchard
40001 Old Hwy 11
Pear River, La 70452

Kathleen D. Bondio
726 Navarre Ave.
New Orleans, La 70124

Martha Dupree Bowden
P.O. Box 1073
Madisonville, La 70447

Kathy Breaux
1123 N. Causeway Blvd.
Mandeville, La 70471

William David Briggs
265 Moss Ln.
Mandeville, La 70471

Julian P. Brignac, Jr.
301 Charles Court
Slidell, La 70458

Toni G. Buehring
1042 River Court
Mandeville, La 70448

Nancy N. Butcher
251 Highway 21
Madisonville, La 70447

Daniel G. Casey
81175 Hwy. 1082
Bush, La 70431

Tana Fernandez Cochran
61573 Hwy. 1091
Pearl River, La 70452

Robin A. Coe
60400 Lavender Dr.
Lacombe, La 70445

Brigid E. Collins
809 Woodmont Dr.
Covington, La 70433

Mary Kathleen Cressy
60283 Sherwood Lane
Lacombe, La 70445

Gabriel A. Crowson
643 Magazine St.
New Orleans, La 70130

Amy P. Daniels
1011 N. Causeway, Ste. 3
Mandeville, La 70471

Dawn A. Diaz
5161 Taravella Rd.
Marrero, La 70027

Valerie L. Dragon
4105 Sharp Rd.
Mandeville, La 70471

Eddie M. Encalarde, Jr.
2201 Ridgelake Dr.
Metairie, La 70001

Jeanette Grace Fitzmorris
5100 Village Walk, Ste. 210
Covington, La 70433

Michael A. Golemi
One Shell Square, 50th Fl.
New Orleans, La 70139

Anne Gottfried
#6 Meyers Rd.
Covington, La 70435

Peggy Boettner Gray

478 Laura Dr. South
Mandeville, La 70448

Robert Morris Green
895 Park Avenue
Mandeville, La 70448

Nicholas Clark Gristina
704 Carondelet St.
New Orleans, La 70130

Annette Guder
126 Eden Isles Dr.
Slidell, La 70458

Deborah Guidry
59101 Amber St.
Slidell, La 70461

Laurie Rolling Hagan
P.O. Box 55027
Metairie, La 70055

Ronald Sandy Hagan
517 North Columbia
Covington, La 70433

Alton J. Hall, Jr.
One Galleria Blvd., Ste. 735
Metairie, La 70001

Arlene S. Hall
3999 Hwy. 190
Covington, La 70433

Brian W. Harrell
5100 Village Walk, Ste. 300
Covington, La 70433

Erin T. Hebert
P.O. Box 1139
Folsom, La 70437

Marie D. Henken
113 Greencrest Dr.
Slidell, La 70458

Patrice B. Henriques
1026 N. Collins Blvd.
Covington, La 70433

Mitchell W. Herzog
829 Baronne St.
New Orleans, La 70113

Janine V. Hodges
701 Poydras St., Ste. 5000
New Orleans, La 70139

Deborah Z. Hopkins
832 E. Boston St.

Covington, La 70433

Jeanne Hutchison
28498 Lake Dr. S.
Lacombe, La 70445

Thomas H. Huval
532 East Boston St.
Covington, La 70433

Jan P. Jumonville
139 Crepe Myrtle Dr.
Covington, La 70433

Kimberly A. Kammler
99 Jasmine Dr.
Covington, La 70433

Connie Kleindorf
1457 Eastridge Dr.
Slidell, La 70458

John S. Lawrence, Jr.
376 Aspen Ln.
Covington, La 70433

John P. Leblanc
191 Chapel Loop
Mandeville, La 70471

Brent M. Maggio
3900 N Causeway, Ste 1450
Metairie, La 70002

Sherry H. Manale
237 Shaunell Dr.
Mandeville, La 70448

Jesse P. Marchan
230 Calmuet Dr.
Madisonville, La 70447

David Miles Mark
321 N. Vermont St., Rm. 211
Covington, La 70433

Alyssa A. Maurice
147 Kingspoint Blvd.
Slidell, La 70461

Patti Mayeux
440 Laura Dr. N.
Mandeville, La 70448

Keith W. McDaniel
434 N. Columbia St.
Covington, La 70433

Daniel A. McGovern, IV
10555 Lake Forest, Unit 5E
Nola, La 70127

M. Renee McKrill
33370 Rivet Rd. Slip 300
Slidell, La 70460

Aimee S. Moore
P.O. Box 877
Mandeville, La 70470

Maureen Wolfe Morrow
59191 Cypress Bayou Ln.
Lacombe, La 70445

Thomas S. Morse
2450 Severn Ave., Ste. 420
Metairie, La 70001

Tammy M. Nick
1310 Ninth St.
Slidell, La 70458

Jean K. Niederberger
5740 Citrus Blvd., Ste. 102
Harahan, La 70123

Gretchen H. Ockman
2800 N. Hwy 190
Covington, La 70434

Nancy L. Penton
404 East Gibson St.
Covington, La 70433

Ludy L. Pittman
1101 Fremaux Ave.
Slidell, La 70458

James Anthony Prather
Three Sanctuary Blvd. #301
Mandeville, La 70471

Cara L. Raymond
739 N. Beau Chene Dr.
Mandeville, La 70471

Dione D. Reed
20444 Madison Ave.
Covington, La 70433

Joseph Todd Reeves
201 St. Charles Ave., Fl. 40
New Orleans, La 70170

Louis L. Robein, Jr.
P.O. Box 6768
Metairie, La 70009

Julie Difulco Robles
One Galleria Blvd., Ste. 1400
Metairie, La 70001

Lisa A. Rogers

P.O. Box 471
Folsom, La 70437

Donna D. Russell
510 Howze Beach Ln.
Slidell, La 70461

Paula L. Ryan
21402 Florence Rd.
Mandeville, La 70471

John Burke Sanders
5100 Village Walk, Ste. 210
Covington, La 70433

Edward L. Smith
2070 N. U.s. Hwy. 190
Covington, La 70433

Tommy Dale Snyder, Jr.
365 Canal St., Ste. 2000
New Orleans, La 70130

Pamela Duckworth Spell
1909 McNamara St.
Mandeville, La 70448

Nancy B. Stallings
109 Northpark Blvd., Ste. 300
Covington, La 70433

Marx David Sterbcow
940 Forest Loop
Mandeville, La 70471

Shedee Strickland
2197 Wellington Ln.
Slidell, La 70461

Linda M. Sukman
8301 W. Judge Perez Dr. #303
Chalmette, La 70043

Cynthia J. Thomas
3 Sanctuary Blvd., #301
Mandeville, La 70471

Lana Vandenburg
29038 Little Dixie Ranch Rd.
Lacombe, La 70445

Julia Samrow Verret
3 Inlet Cove Loop
Slidell, La 70458

William C. Verret
3 Inlet Cove Loop
Slidell, La 70458

Gretchen Mueller Waguespack
365 Primrose Ln.

Covington, La 70433

Leigh Anne Wall
701 North Columbia St.
Covington, La 70433

Sandra G. Walton
620 Northwoods Dr.
Abita Springs, La 70420

Judith L. Walz
1582 Fernwood Dr.
Slidell, La 70458

Timothy S. Wattigny
5100 Village Walk, Ste. 300
Covington, La 70433

Barbara A. Watzke
P.O. Box 1782
Covington, La 70434

Christina L. Williams
251 Hwy. 21
Madisonville, La 70447

Kathy P. York
3499 Pontchartrain Dr., Ste. 4
Slidell, La 70458

Adam B. Zuckerman
601 Poydras St., Ste. 2400
New Orleans, La 70130

Tangipahoa
Nancy P. Baas
8301 W. Judge Perez, Ste. 303
Chalmette, La 70043

Michael Denver Bass
200 N Cate St.
Hammond, La 70404

Melissa J. Bauers
P.O. Box 517
Robert, La 70455

Christopher Broadwater
7809 Jefferson Hwy, Bldg G
Baton Rouge, La 70809

Alisa B. Colona
P.O. Box 1604
Natalbany, La 70451

Robert B. Fletcher
1512 Ellis Dr.
Hammond, La 70401

Arlene S. Hall
P.O. Box 585

Independence, La 70443

Amy M. Hendry
19469 E. Lewiston Rd.
Kentwood, La 70444

Karen Tabor Kinchen
18036 Ashton Dr.
Hammond, La 70403

Ruth Lambert
39314 Babin Ln.
Ponchatoula, La 70454

Mary J. Notariano
117 Marley Dr
Hammond, La 70401

Sherry R. Reeve
416 SE Railroad Ave.
Ponchatoula, La 70454

Gerrit J. Sanchez, Jr.
195 West Pine St.
Ponchatoula, La 70454

Carolyn S. Stevens
23119 Pecan Grove Dr.
Robert, La 70455

Harry J. Vial, Jr.
400 Sanders Ave.
Hammond, La 70403

Erica D. Williams
701 S. Cherry St.
Hammond, La 70403

Pamela Janel Williams
65542 Hwy. 1054
Kentwood, La 70444

Vanessa R. Williams
P.O. Box 762
Madisonville, La 70447

Tensas
Judy K. McDonald McKnight
P.O. Box 318
St. Joseph, La 71366

Todd M. Ryals
P.O. Box 368
Newellton, La 71357

Terrebonne
Carla Babin
116 Pellegren St.
Chauvin, La 70344

Barbara Ann Barker

P.O. Box 589
Houma, La 70361

Jodie P. Burton
301 Laurel Drive
Houma, La 70360

Barbara Chauvin
P.O. Box 1396
Houma, La 70361

Union
Marcy A. Allen
1600 Lamy Ln.
Monroe, La 71201

Catherine Danna Brothers
P.O. Box 1826
West Monroe, La 71294

Marijon Echols
435 Roy Echols Rd.
Choudrant, La 71227

Stephanie T. Findley
P.O. Box 209
Bernice, La 71222

Maranda Lea Gilbert
134 Duty Rd.
Farmerville, La 71241

Jeremy Ryan Harrell
305 Acadian Dr.
Marion, La 71260

Jo Reeves Herring
510 Willie Reeves Rd.
Bernice, La 71222

Connie Hilton
171 Hilton Dr.
Leesville, La 71446

Karen R. Knight
P.O. Box 725
Farmerville, La 71241

Robert Carl Lemoine
P.O. Box 725
Farmerville, La 71241

Ann Day Miller
1042 Main Street
Marion, La 71260

Monica Sheryl Newcomb
P.O. Box 725
Farmerville, La 71241

Belver J. Owens
181 Donna Dr.
Farmerville, La 71241

Lera D. O'Brian Roark
1309 Louisville Ave.
Monroe, La 71201

Mary Allison Tucker
P.O. Box 725
Farmerville, La 71241

Delaine R. Wylie
491 Ford Rd.
Marion, La 71260

Vermilion
Brian J. Abate
3429 Lamas St.
Erath, La 70533

Pamela S. Arceneaux
5408 Decon Rd.
Youngsville, La 70592

Johnafort J. Bernard
1928 Graceland Ave.
Abbeville, La 70510

Lottie Bessard
P.O. Box 1384
Abbeville, La 70511

Sandra L. Booher
1123 Lopez Rd.
Erath, La 70533

Natalie A. Bourque
407 N. Wilson Ave.
Kaplan, La 70548

Sandy H. Brasseaux
14231 Cheneau Rd.
Kaplan, La 70548

Rachel G. Breaux
3169 Bella Rd.
Maurice, La 70555

Rickey T. Coleman
2405 Helen St.
Abbeville, La 70510

Marty J. Comeaux
2024 Marcia Ave.
Abbeville, La 70510

Katie S. Gillis
5796 Kennel Rd.
Maurice, La 70555

Francine L. Guarino
209 White St.
Abbeville, La 70510

Karen L. Hebert
212 North Rd.
Erath, La 70533

Kris Jada Hebert
511 N. Boudreaux
Kaplan, La 70548

Maria A. Hebert
2720 West Aladin Rd.
Erath, La 70533

Nicole B. Landry
3511 Bella Rd.
Maurice, La 70555

Allen D. Leblanc
203 Saint Mary
Abbeville, La 70510

Libby Jeanne Leblanc
8835 Sidney Gautreaux Rd.
Abbeville, La 70510

Anita L. Levy
206 S. Lyman St.
Abbeville, La 70510

Josephine Levy
P.O. Box 1448
Abbeville, La 70511

Douglas C. Longman
P.O. Box 487
Maurice, La 70555

Joseph W. Marquardt
1123 Lopez Rd.
Erath, La 90533

April M. Moses
304 Bourque St.
Kaplan, La 70548

Crystal C. Mouton
12911 S. La. Hwy 335
Abbeville, La 70510

Todd J. O'Bryan
2027 Graceland Ave.
Abbeville, La 70510

Victoria A. Osborne
710 N. Broadway
Erath, La 70533

Kenneth L. Picard

4279 U.S. Hwy 167
Maurice, La 70555

Mary Poage
208 Loraine St.
Abbeville, La 70510

Alicia K. Ryder
822 N. Shireview Circle
Abbeville, La 70510

Cindy M. Schexnider
16631 Lionel Rd.
Abbeville, La 70510

Debra A. Smith
1826 Olias Rd.
Erath, La 70533

Heather R. Stelly
701 W. 10th St.
Kaplan, La 70548

Lauralee Trahan
8907 Lawrence Rd.
Abbeville, La 70510

Melissa Vallo
1101 Klaby Meaux Rd.
Kaplan, La 70548

Anna Vidalier
19614 W. Liberty Farm Rd.
Abbeville, La 70510

Melissa M. Vincent
14115 Towne Ln.
Abbeville, La 70510

Rita Garza Wall
11538 Suzanne Dr.
Erath, La 70533

Rose M. Washington
2926 Pine St.
Abbeville, La 70501

Felecia M. Williams
8902 Meadow Ln.
Abbeville, La 70510

Logan J. Woods
1101 Fifth St.
Gueydan, La 70546

Vernon
Angel Bush
1400 West St.
Leesville, La 71446

Joelle Carruth

17526 Lake Charles Hwy.
Leesville, La 71446

Willie Deon, Jr.
110 Anacoco St.
Anacoco, La 71403

Naomi Dickerson
1118 Anderson Dr.
Leesville, La 71446

Joyce M. Dorsey
300 S. 1st St.
Leesville, La 71446

Billy Ray Foley
P.O. Box 887
New Llano, La 71461

Vickie Green
333 N. 6th St.
Leesville, La 71446

Kimberly J. Magee
101 South 1st St.
Leesville, La 71446

Windy R. Shaw
502 N. Verone St.
Leesville, La 71446

Faith B. Thomas
P.O. Box 1694
Deridder, La 70634

Washington
Jackie Johnson
1405 Varnado St.
Franklinton, La 70438

Samantha Verret
616 N. Banston Dr.
Bogalusa, La 70427

Webster
Shelly Allen
6243 Hwy. 2
Sarepta, La 71071

Kimberly Y. Batton
1401 Lewisville Rd. #138
Minden, La 71055

Vicki L. Brunson
755 Franklin Rd.
Heflin, La 71039

Donna K. Culpepper
2020 Nursery Rd.
Dubberly, La 71024

Danny Dewayne Hunt
503 Magnolia St.
New Llano, La 71461

Karin McFatter
P.O. Box 407
Rosepine, La 70659

James E. Smith
320 Hickory St.
New Llano, La 71461

Vaneesa L. Williams
Hwy 171 South
Leesville, La 71446

Danielle M. Knight
242 Alabama Ave.
Bogalusa, La 70427

Phyllis Barnhill
420 N. Main St.
Heflin, La 71039

Lori Reeve Bowen
100 Fuller St.
Minden, La 71055

Pamela W. Chapman
708 Louisiana Ave.
Minden, La 71055

Barbara W. Dillard
211 Azalea St.
Minden, La 71055

Paula Foster
P.O. Box 328
Sarepta, La 71071

Connie Lynne Guice
723 Shreveport Rd.
Minden, La 71055

Katharine L. Johnson
207 W. Union
Minden, La 71055

Sandy M. Kimmell
401 Main St.
Minden, La 71055

Rebecca Morgan Mathews
174 Giffard Hill Rd.
Minden, La 71055

Elizabeth A. Morgan
101 Sheppard
Minden, La 71055

Jan Terri Parker
711 Buchanan St.
Minden, La 71055

Carol Pullman
2901 Dogwood Trail
Minden, La 71055

Alice Robinson-Grant
P.O. Box 147
Minden, La 71058

Connie Vance Scarlett
157 Beech Springs Rd.
Minden, La 71055

Jacqueline Milliken Garland
412 14th St. SW
Springhill, La 71075

Angela F. Hall
177 S. Tangelwood Dr.
Minden, La 71055

Cheryl Annette Jones
P.O. Box 36822
Shreveport, La 71133

Debra Tatum Leonard
188 Newton Rd.
Sarepta, La 71071

Megan G. McIver
1100 Hwy. 163
Doyline, La 71023

Judith E. Nelson
402 Pennsylvania Ave.
Minden, La 71055

Linda Plunkett
P.O. Box 203
Minden, La 71058

Dorothy T. Robinson
287 Lone Oak Ln.
Sibley, La 71073

Thelma Kathleen Sanders
1682 Hwy. 163
Doyline, La 71023

Lisa Talley Sivils
8340 Hwy. 371
Sibley, La 71073

W. Greg Stinson
333 Texas St., Ste. 2375
Shreveport, La 71101

Eva M. Townsend
P.O. Box 740
Minden, La 71058

Linda L. Woodall
P.O. Box 237
Hall Summit, La 71034

West Baton Rouge

Margaret G. Bergeron
P. O. Box 267
Erwinville, La 70729

Patricia Brown
P.O. Box 1334
Port Allen, La 70767

Victoria R. McDaniel
222 St. Louis St., Ste. 857
Baton Rouge, La 70802

Ronnie L. Stephens
825 South Jefferson Ave.
Port Allen, La 70767

West Carroll

J. Kelly Coleman
P.O. Box 1008
Oak Grove, La 71263

Robin Rios
407 Roundhill Rd.
Oak Grove, La 71263

West Feliciana

Irma Lee Bendily
P. O. Box 518
Jackson, La 70748

Kristy E. Griffin
P.O. Box 2786
Baton Rouge, La 70821

Tara M Wheeler
P.O. Box 1508
St Francesville, La 70775

Winn

Dorothy Bourn
170 Miller Rd.
Winnfield, La 71483

Pamela Dupree James
P.O. Box 135
Winnfield, La 71483

Brenda M. Thomas
604 Penal Farm Rd.
Sibley, La 71073

Elaine K. Ward
1103 E. Todd St.
Minden, La 71055

Marie K. Bernard
4152 Rougon Rd
Port Allen, La 70767

Tabitha I. Gray
P.O. Box 76
Gonzales, La 70707

Rita S. Smith
12871 Perkins Rd., Ste. B
Baton Rouge, La 70810

James Edward Philley
P.O. Box 1627
Oak Grove, La 71263

Kevin Dreher
P.O. Box 1337
St. Francisville, La 70775

Jeffery A. Wheeler
14 Oakley Lane
Jackson, La 70748

Amy S. Caraway
218 Baxter Road
Ruston, La 71270

Lisa M. Jones
205 Clay Street
Winnfield, La 71483

Glenda M. Madden
3545 Hwy. 150
Simsboro, La 71275

Samuel H. Scruggs
P.O. Box 549
Winnfield, La 71483

Margeree Pearson
P.O. Box 1107
Winnfield, La 71483

Janice Harrell Vail
104 Birch
Winnfield, La 71483

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 14, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 55—

BY SENATORS HOLDEN AND DARDENNE

A CONCURRENT RESOLUTION

To recognize October 1, 2004, as World Peace Day in the state of Louisiana.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 31—

BY SENATOR BARHAM

A RESOLUTION

To commend Lyn Holley Doucet for being named 2004 Louisiana State Mother of the Year by the Louisiana Association of American Mothers, Inc.

On motion of Senator Barham, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 59—
BY SENATOR MCPHERSON**A CONCURRENT RESOLUTION**

To direct the Department of Health and Hospitals to investigate, study, and develop a plan or strategy to expedite intra-departmental information sharing designed to result in improvement of data collection processes, program evaluation, coordination of client services, and to avoid duplication of efforts.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Health and Welfare.

Senator Heitmeier in the Chair**SENATE CONCURRENT RESOLUTION NO. 60—**
BY SENATOR THEUNISSEN**A CONCURRENT RESOLUTION**

To memorialize Congress of the United States to continue to provide southwest Louisiana veterans a community based outpatient clinic in Jennings, Louisiana.

The resolution was read by title. Senator Theunissen moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Duplessis	Kostelka
Amedee	Dupre	Lentini
Bajoie	Ellington	Malone
Barham	Fields	Marionneaux
Boasso	Gautreaux, B	Mount
Boissiere	Gautreaux, N	Nevers
Cain	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Total—33		

NAYS

Total—0

ABSENT

Mr. President	Hainkel	McPherson
Fontenot	Jones	Michot
Total—6		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 61—
BY SENATOR HOLDEN**A CONCURRENT RESOLUTION**

To urge and request the governor to direct the secretaries of all state departments that have confirmed the presence of an environmental contaminant which exceeds federal or state health and safety standards and poses a risk of adverse health effects,

to give reasonable notice to individuals within the area of containment.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Environmental Quality.

SENATE CONCURRENT RESOLUTION NO. 62—
BY SENATOR HOLDEN**A CONCURRENT RESOLUTION**

To urge and request the secretary of the Department of Environmental Quality and each member of the Louisiana delegation to the United States Congress to support federal regulations mandating restrictions on mercury emissions and discharges to reduce mercury contamination in the environment.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Environmental Quality.

**Senate Bills and Joint Resolutions
on Second Reading to be Referred**

The following Senate Bills and Joint Resolutions were read and referred to committees as follows:

SENATE BILL NO. 759—
BY SENATOR BARHAM**AN ACT**

To amend and reenact R.S. 13:3881(A)(2)(introductory paragraph), (d) and (e), relative to seizures; to provide for an exemption in bankruptcy proceedings for a motor vehicle valued at seven thousand five hundred dollars or less and one utility trailer; to provide for the use of such vehicles; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

SENATE BILL NO. 760—
BY SENATOR NEVERS**AN ACT**

To amend and reenact R.S. 11:3038(C) and 3044, relative to municipal and parish systems; to provide with respect to city employees; to provide for the City of Bogalusa Retirement System; to provide for retirement benefits; to increase the maximum service retirement annuity; to increase employee contributions; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

SENATE BILL NO. 761—
BY SENATOR SCHEDLER**AN ACT**

To amend and reenact Subsection M(1) of Section 2.1 of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act 562 of the 2003 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital Service Districts No. 1 and 2; to require the board of commissioners of St. Tammany Parish Hospital Service District No. 2 to appoint an advisory committee; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

SENATE BILL NO. 762—

BY SENATOR B. GAUTREAUX

AN ACT

To authorize and provide for the transfer of certain state property in Assumption Parish to the Assumption Parish Police Jury; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

SENATE BILL NO. 763—

BY SENATOR LENTINI

AN ACT

To amend and reenact Code of Criminal Procedure Art. 342, relative to bail; to provide relative to modification of bail; to require a contradictory hearing prior to such modification; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

SENATE BILL NO. 764—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 13:4062, relative to suits against the state; to provide relative to injunctions in such suits; to provide relative to the prohibition of injunctions against the state in suits involving the expenditure of state funds when such expenditures would create a deficit; to require an affidavit to certify the potential deficits and to provide relative to traversal of such affidavit; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

Senate Resolutions on Second Reading to be Referred

The following Senate Resolutions were read and referred to committees as follows:

SENATE RESOLUTION NO. 28—

BY SENATOR BARHAM

A RESOLUTION

To urge and request the Louisiana congressional delegation to support the efforts of United States President George W. Bush to protect the United States from terrorists and the proliferation of weapons of mass destruction.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

Senate Concurrent Resolutions on Second Reading to be Referred

The following Senate Concurrent Resolutions were read and referred to committees as follows:

SENATE CONCURRENT RESOLUTION NO. 56—

BY SENATORS DARDENNE AND SMITH

A CONCURRENT RESOLUTION

To direct the legislative auditor to compile a report on the cost of operating the district court system in Louisiana for presentation to the legislature prior to the 2005 Regular Session; to request assistance of various state and local governmental entities which perform various district court functions or provide financial support of the court system; and to report to the legislature any limitations imposed on the compilation of timely, relevant, and accurate information on the operations of the district court system.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Judiciary A.

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATOR IRONS

A CONCURRENT RESOLUTION

To direct the Orleans Parish School Board to plan for and expend whatever portion of the federal No Child Left Behind Act money is available to fund a certain program created to enhance the family-school partnership by encouraging parental involvement in schools and to involve individuals and organizations that work with parents, and to implement parental strategies that lead to improvements in student academic achievement as required by the federal No Child Left Behind Act.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

SENATE CONCURRENT RESOLUTION NO. 58—

BY SENATOR IRONS

A CONCURRENT RESOLUTION

To urge and request that the Senate and House labor and industrial relations committees to meet and function as a joint committee to study the effects of an inadequately trained and motivated tourism and hospitality workforce on the future financial viability and competitiveness of the tourism industry on the New Orleans Metropolitan Area and throughout the state.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Labor and Industrial Relations.

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 14, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 154—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 14:112.2 and 112.3, relative to the fraudulent portrayal of a law enforcement officer; to create the crime of fraudulent portrayal of a law enforcement officer; to create the crime of aiding and abetting fraudulent portrayal of a law enforcement officer; to provide for penalties; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 334—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:9(A)(1)(introductory paragraph), (b), (c), (q), and (gg), to enact R.S. 22:9(A)(1)(hh) through (mm) and to repeal R.S. 22:9(A)(1)(i), relative to the Louisiana Health Care Commission; to provide with respect to the functions and membership of the commission; and to provide for related matters.

HOUSE BILL NO. 355—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:571.4(B)(1), relative to diminution of sentence; to authorize the forfeiture of good time in certain circumstances involving escape; and to provide for related matters.

HOUSE BILL NO. 361—

BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 22:1242(1)(f) and (g), relative to insurance fraud; to define fraudulent insurance acts relative to viatical settlements and unauthorized insurance; and to provide for related matters.

HOUSE BILL NO. 909—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.4, relative to crime stoppers organizations and the additional cost of court which is imposed on offenders who are convicted of criminal and traffic violations and which is used to fund certain operations of those organizations; to provide for the certification of crime stoppers organizations by sheriffs and chiefs of police; to provide for the payment of the funds derived from the additional cost of court to certified crime stoppers organizations; to provide for the use of those funds; to provide definitions; and to provide for related matters.

HOUSE BILL NO. 1031—

BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 18:59.4, relative to a certification program for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; to establish a certification program for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; to provide for requirements of the program; to provide for a percent salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters who have completed all requirements of the program; and to provide for related matters.

HOUSE BILL NO. 1044—

BY REPRESENTATIVE MURRAY
AN ACT

To repeal R.S. 17:335 and 349.2, relative to operations and control of schools; to repeal antiquated and unconstitutional provisions relative to the operation and control of certain schools.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 154—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 14:112.2 and 112.3, relative to the fraudulent portrayal of a law enforcement officer; to create the crime of fraudulent portrayal of a law enforcement officer; to create the crime of aiding and abetting fraudulent portrayal of a law enforcement officer; to provide for penalties; to provide for definitions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 334—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:9(A)(1)(introductory paragraph), (b), (c), (q), and (gg), to enact R.S. 22:9(A)(1)(hh) through (mm) and to repeal R.S. 22:9(A)(1)(i), relative to the Louisiana Health Care Commission; to provide with respect to the functions and membership of the commission; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 355—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:571.4(B)(1), relative to diminution of sentence; to authorize the forfeiture of good time in certain circumstances involving escape; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 361—

BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 22:1242(1)(f) and (g), relative to insurance fraud; to define fraudulent insurance acts relative to viatical settlements and unauthorized insurance; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 909—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.4, relative to crime stoppers organizations and the additional cost of court which is imposed on offenders who are convicted of criminal and traffic violations and which is used to fund certain operations of those organizations; to provide for the certification of crime stoppers organizations by sheriffs and chiefs of police; to provide for the payment of the funds derived from the additional cost of court to certified crime stoppers organizations; to provide for the use of those funds; to provide definitions; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1031—

BY REPRESENTATIVE LANCASTER
AN ACT

To enact R.S. 18:59.4, relative to a certification program for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; to establish a certification program for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; to provide for requirements of the program; to provide for a percent salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters who have completed all requirements of the program; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 1044—

BY REPRESENTATIVE MURRAY
AN ACT

To repeal R.S. 17:335 and 349.2, relative to operations and control of schools; to repeal antiquated and unconstitutional provisions relative to the operation and control of certain schools.

The bill was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 14, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to pursue with certain exceptions the insurance regulatory modernization action plan formulated by the National Association of Insurance Commissioners.

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To express that the intent of the Louisiana Legislature in enacting Act No. 351 of the 2003 Regular Session, relative to creating a flexible rating process for property and casualty insurance rates, was to restrict any one insurance company to cumulatively increasing such rates by not more than ten percent in any twelve-month period following January 1, 2004, using such flexible rating process.

HOUSE CONCURRENT RESOLUTION NO. 23—

BY REPRESENTATIVES LAFLEUR AND TRAHAN
A CONCURRENT RESOLUTION

To memorialize congress to take appropriate action to expedite the approval process necessary for foreign teachers to teach in the state's French immersion program.

HOUSE CONCURRENT RESOLUTION NO. 24—

BY REPRESENTATIVES LAFLEUR AND TRAHAN
A CONCURRENT RESOLUTION

To continue the existence of the Louisiana Commission on French, created in 2001, to assess the condition of the French language in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 36—

BY REPRESENTATIVE BOWLER
A CONCURRENT RESOLUTION

To urge and request the state legislatures in the United States to oppose legislation to participate in the Interstate Insurance Product Regulation Compact.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to pursue with certain exceptions the insurance regulatory modernization action plan formulated by the National Association of Insurance Commissioners.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Insurance.

HOUSE CONCURRENT RESOLUTION NO. 14—
BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To express that the intent of the Louisiana Legislature in enacting Act No. 351 of the 2003 Regular Session, relative to creating a flexible rating process for property and casualty insurance rates, was to restrict any one insurance company to cumulatively increasing such rates by not more than ten percent in any twelve-month period following January 1, 2004, using such flexible rating process.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Insurance.

HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVES LAFLEUR AND TRAHAN

A CONCURRENT RESOLUTION

To memorialize congress to take appropriate action to expedite the approval process necessary for foreign teachers to teach in the state's French immersion program.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 24—
BY REPRESENTATIVES LAFLEUR AND TRAHAN

A CONCURRENT RESOLUTION

To continue the existence of the Louisiana Commission on French, created in 2001, to assess the condition of the French language in Louisiana.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request the state legislatures in the United States to oppose legislation to participate in the Interstate Insurance Product Regulation Compact.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Insurance.

**House Bills and Joint Resolutions
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by title and acted upon as follows:

HOUSE BILL NO. 491—
BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 33:2345(A), (B), and (E), to enact R.S. 33:2345(F), and to repeal R.S. 33:2344(B)(3), relative to training of municipal police chiefs; to provide relative to the authority granted to the governing board of the Law Enforcement Executive Management Institute; to provide relative to training requirements for municipal chiefs of police; to provide exceptions; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 144, was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 38—
BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Civil Code Articles 650 and 2668, Chapters 1 and 2 of Title IX of Book III of the Civil Code, to be comprised of Chapters 1 through 4 of Title IX of Book III of the Civil Code, consisting of Articles 2668 through 2729, Civil Code Article 3219, and R.S. 9:3221, to enact R.S. 9:3259.2, and to repeal Civil Code Article 3218, relative to lease and to redesignate Chapter 3 of Title IX of Book III of the Civil Code, comprised of Articles 2745 through 2777, as Chapter 5 of Title IX of Book III of the Civil Code; to provide for definitions; to provide for a contract to lease; to provide for the types of leases; to provide for things that may be leased; to provide relative to ownership; to provide for rent; to provide for the term or duration; to provide for the form; to provide relative to registry; to provide for the obligations of the lessor and lessee; to provide for delivery; to provide for errors relative to the size of an immovable leased thing; to provide for the misuse of the leased thing; to provide for liability for damages; to provide for notification of damages; to provide for expenses; to provide for the rights of the lessor and lessee relative to the attachments, additions, or improvements; to provide for the warranty against vices or defects; to provide for peaceful possession; to provide relative to subleasing; to provide for the seizure of a third person's movables; to provide relative to privileges; to provide for transfer; to provide for loss, destruction, or expropriation; to provide for termination; to provide for the death of the lessor or lessee; to provide for reconduction; to provide for a lease relative to a predial servitude; to provide for amendments; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 105—
BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 56:325(A)(11), relative to the taking of channel catfish; to provide relative to recreational possession limits for channel catfish caught in Toledo Bend Reservoir; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 117—
BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 56:8(28.1) and 320(B)(3), relative to crab traps; to provide that only crab traps located south of the northern bank of the Intracoastal Waterway must be marked with floats; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 126—

BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact R.S. 13:3727, relative to the admissibility of evidence; to provide for the presumption of originality; to provide for the period of time for which an instrument is required to be recorded; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 128—

BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact Code of Civil Procedure Article 4134(A) and to enact Code of Civil Procedure Article 4134(D), relative to tutorship; to provide for the recordation of a certificate of inventory; to require the inclusion of certain information; to provide for the prescription of the minor's mortgage; to provide for the cancellation of the mortgage; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 149—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact Code of Civil Procedure Article 2752, relative to injunctions; to provide for injunction procedure; to provide for the elimination of the prohibition of the use of temporary restraining orders to arrest seizure and sale of immovable property; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 165—

BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To enact R.S. 9:5169.1, relative to mortgages; to provide for the erasure of mortgages; to provide for the form for erasure; to provide for the execution of a release by the holder of the promissory note; to require the cancellation of a mortgage by the clerks of court and recorder of mortgages; to provide for an exemption from liability; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 166—

BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact R.S. 20:1(D), relative to the homestead exemption from seizure; to provide for the waiver of the homestead exemption; to provide for the separate property of a spouse; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 168—

BY REPRESENTATIVES JACK SMITH, HUDSON, AND ST. GERMAIN AND SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 56:322.1(B), (D), and (F)(4), relative to use of shad seines for commercial taking of shad or skipjack; to authorize the taking of other freshwater commercial fish; to authorize use of such nets at night in specified locations; to authorize weekend fishing; to prohibit interference with commercial shipping; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 178—

BY REPRESENTATIVE MURRAY
AN ACT

To amend and reenact R.S. 18:423(C), relative to the composition of parish boards of election supervisors; to remove provisions relative to the membership of the parish board of election supervisors in a particular parish; to provide for similar membership in all parish boards of election supervisors; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 180—

BY REPRESENTATIVES FUTRELL AND DORSEY
AN ACT

To enact R.S. 18:425.2, relative to the authority of parish boards of election supervisors to provide for two commissioners to work half of an election day; to authorize any parish board of election supervisors in the event of a shortage of commissioners to create two equal work shifts for commissioners; to authorize such parish board of election supervisors to select commissioners to serve one or two shifts on an election day; to provide for a commissioner who serves for one shift to receive half of the compensation a commissioner would receive for a full day; to require the State Board of Election Supervisors to prescribe uniform rules for the selection, scheduling, and procedures for creating two equal shifts for commissioners on election day; to provide for the effectiveness of such provisions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 200—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 15:587(A)(1)(a), relative to the Louisiana Bureau of Criminal Identification and Information; to provide that the Louisiana Bureau of Criminal Identification and Information make available criminal history record and identification files to the Louisiana Attorney Disciplinary Board, Office of the Disciplinary Counsel; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 201—

BY REPRESENTATIVES DARTEZ AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 56:305(B)(4)(f) and 322.2(G), relative to use of shad gill nets; to authorize such use in certain waterbodies; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 219—

BY REPRESENTATIVE WALSWORTH
AN ACT

To enact R.S. 17:85.5, relative to naming a football stadium; to authorize the parish school board in certain parishes to name a football stadium in honor of a school board member; to provide limitations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 220—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315.18(B)(1)(introductory paragraph) and (C) and to repeal R.S. 9:315.18(D), relative to child support; to provide for eligibility to claim federal and state tax dependency deductions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 252—

BY REPRESENTATIVES BROOME, BOWLER, ALEXANDER, ANSARDI, JOHNS AND WALKER AND SENATORS HAINKEL AND SCHEDLER
AN ACT

To enact Part II of Chapter 2 of Code Title IV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:293 through 298, and R.S. 9:307(C) and (D), relative to covenant marriage; to provide for applicable law; to provide for incidents of marriage; to provide for obligations; to provide for rights and duties; to provide for counseling; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 254—

BY REPRESENTATIVES ANSARDI AND LANCASTER
AN ACT

To amend and reenact R.S. 9:2092(B)(2), relative to trust instruments; to provide for the effect against third parties for the failure of an inter vivos trust instrument to be in proper form; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 263—

BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 27:30.3 and 30.4, relative to illegal gaming activities; to create the crime of using or manufacturing slugs or counterfeit chips or tokens; to create the crime of the manufacture, sale, or distribution of gaming materials intended for illegal use; to provide for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 350—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit; to provide for the termination date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 358—

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:28(B)(3) and (J) and to enact R.S. 27:28(K), relative to suitability standards for gaming licenses, permits, or contracts; to remove disqualification based on current status of returns or payment of federal taxes; to provide for the consideration of the current status in filing applicable tax returns and the payment of taxes and penalties in suitability determinations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 363—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 35:191(C)(2)(b) and 191.1(B)(3) and to repeal R.S. 35:191.1(A)(4) and (C), relative to notary examinations; to provide for the administration of notary examinations by the secretary of state; to provide for dates for administration; to provide for procedures for administration; to provide relative to the qualifications for taking the notary examination; to provide relative to the scheduling and administration of notary examinations; to repeal certain standards to be developed by the secretary of state; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 370—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 35:202, relative to non-attorney notaries; to provide relative to the timely filing of the annual report and payment of fees; to provide for the enforcement of untimely filing; to provide for the failure to file; to provide for notice; to provide for the suspension of the notarial commission; to provide for special commission status; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 404—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315.8(E)(3)(a), relative to child support; to provide relative to joint custody; to provide for consideration of the continuing expenses of the domiciliary party; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 415—

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 56:305.6, relative to moratoriums on the purchase of crab trap gear licenses; to institute a moratorium from January 1, 2005 through December 31, 2005; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 427—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1245(A), relative to insurance fraud; to provide for reporting insurance fraud; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 449—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:982(A)(13) and 983(E), relative to foreign and alien insurers; to provide for certificates of authority; to provide for transacting business; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 472—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:844(G)(1)(a) and to repeal R.S. 22:844(G)(4) and (5), relative to investments by domestic insurers; to delete prior approval of commissioner before purchase of land; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 501—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 51:1306(introductory paragraph), relative to the Tax Free Shopping Program; to eliminate the requirement that an international visitor show a foreign passport to a retailer

at the time of purchase; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 506—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:301(13)(d), relative to the sales and use tax; to change the source of price data used to determine the sales price of refinery gas; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 521—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 32:863.3, relative to property insurance; to provide with respect to issuance of an insurance policy covering a motorcycle; to provide for redesignation of provisions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 524—

BY REPRESENTATIVE K. CARTER
AN ACT

To repeal Part XII of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, consisting of R.S. 22:491 through 507, relative to Lloyd's plan insurers.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 525—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 35:399(B), relative to ex officio notaries for police departments; to provide for the authority of ex officio notaries; to provide for certain sworn reports; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 542—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact Code of Criminal Procedure Article 611, relative to venue; to provide for venue of certain murder cases in the parish where the body of the victim was found; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 575—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:315(C)(3) and 315.5, relative to child support awards; to provide for the definition of ordinary expenses; to provide for the definition of extraordinary expenses; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 587—

BY REPRESENTATIVE ROMERO
AN ACT

To enact R.S. 15:499(C), relative to evidence from criminalistics laboratories; to provide relative to electronic signatures on certificates of analysis; to provide for definitions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 596—

BY REPRESENTATIVE JACK SMITH AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 56:305.3 and to enact R.S. 56:302.3(E), relative to recreational and commercial fishing gear licenses; to provide relative to temporary transfer of such licenses; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 597—

BY REPRESENTATIVES JACK SMITH AND FRITH AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 56:303.5 and 325.3(A)(1), relative to commercial fishing; to provide that all finfish found on board a vessel operated by a person with a commercial fishing license are presumed to have been caught for commercial purposes; to provide relative to possession of spotted sea trout; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 598—

BY REPRESENTATIVE DARTEZ AND SENATORS DUPRE AND B. GAUTREAUX
AN ACT

To amend and reenact R.S. 56:322(C)(7), relative to fishing nets; to require unattended nets and trawls in saltwater areas to be tagged; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 601—

BY REPRESENTATIVE BALDONE AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 56:323(B) and (C) and 500(B), relative to taking of shrimp; to provide possession limits for bait shrimp; to provide relative to gear size limits for recreational taking of shrimp; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 602—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 56:497(B)(2) and (C)(1), relative to saltwater shrimp; to provide relative to the methods of taking bait shrimp; to provide relative to a bait dealer's permit; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 603—

BY REPRESENTATIVES PIERRE AND ST. GERMAIN AND SENATOR MARIONNEAUX
AN ACT

To amend and reenact R.S. 56:8(84), 305(B)(17) and (G), 323(A), and 491(1) and to enact R.S. 56:305(B)(18) and 501, relative to commercial shrimping; to authorize commercial taking of freshwater shrimp in certain waters; to provide relative to nets and other conditions on such taking; to provide for a gear license and the fee therefor; to provide for the authority of the Wildlife and Fisheries Commission regarding freshwater commercial shrimping, including the authority to authorize such shrimping in additional locations; to provide penalties for violations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 627—

BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 9:1783(A)(1) and to repeal R.S. 9:2005(3), relative to trusts; to provide for person qualifying as trustee; to repeal certain provision authorizing the seizure of interests in trusts.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 687—

BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 12:81(A) and 224(B), relative to corporations; to provide relative to directors; to provide for the required number of directors; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

HOUSE BILL NO. 733—

BY REPRESENTATIVE JACK SMITH AND SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 56:6(31), relative to the powers of the Wildlife and Fisheries Commission; to authorize the commission to adopt regulations for the use of yo-yo or trigger device fishing gear upon the request of the department, a lake commission, fish and game commission, or watershed district; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 735—

BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 18:18(A)(7), 59.2(A) and (C), 171(A), (C)(2) and (3) and (D), 193(G)(1), 196(C)(3), 424(E), 425(E), 431(A)(5) and (B)(4), 435(C), 443.1(B), 463(C), 464(A), 513(C), 532(B)(4)(a)(iii) and (c), 532.1(B)(2)(a) and (3), (C)(3), (D), and (G)(1), 566(B)(1), 574(A)(2) and (3), 581(1), 602(G), 1259(B)(5), 1280.22(A), 1307(A)(2), (B)(1) and (2), (C), and (E), 1313(H), 1354(C), 1400.1(A), (B)(2), and (C)(1), 1400.2(A), (B)(2), and (C)(1), 1400.3(A), (B)(2), and (C)(1), 1400.4(A), (B)(2), and (C)(1), 1405, and 1903(A) and to enact R.S. 18:426(A)(4), 463(E), 513(D), 1309(E)(6), and 1435, relative to the Election Code; to make technical changes to the Election Code; to provide relative to population data used to determine employment in registrars' offices; to provide relative to the Department of State monitoring its databases relative to voters' felony convictions; to provide relative to procedure for the challenge and cancellation of registration of certain voters; to provide relative to confirmation of a voter's address; to provide relative to the time period for compensation of commissioners and commissioners-in-charge; to provide for certain persons under age eighteen to serve as alternate commissioners; to provide relative to the information contained in lists of persons qualified to serve as commissioners; to provide for a watcher to serve at multiple precincts; to make technical changes relative to the membership of certain state central committees; to provide relative to the information posted on the secretary of state's website; to provide relative to changes to the notice of candidacy after the close of qualifying; to provide for the manner of payment of qualifying fees; to provide for the certification of candidates elected to a reduced term due to a postponed election; to provide for the use of the word "merger" to describe whenever more than one precinct is combined into a single precinct with one geographical description; to provide for the requirements for merging precincts; to provide relative to the handling of provisional ballot envelopes; to provide relative to the counting and tabulation of provisional ballots; to provide relative to the compilation of election returns; to provide relative to vacancies in office; to provide for provisions of the election code to govern the time and manner of calling special elections as authorized by the constitution; to provide relative to requirements for applications to absentee vote by mail; to provide for voiding a ballot when a voter has received and voted on an incorrect ballot; to prohibit convicted felons from serving as deputy parish custodians of voting machines; to provide relative to election costs paid by the secretary of state and parish governing authorities; to provide for the time period for

commencing an action objecting to candidacy or contesting an election; to provide relative to court determination of election results; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 759—

BY REPRESENTATIVES K. CARTER, BOWLER, ERDEY, FAUCHEUX, HEBERT, JACKSON, JOHNS, MCVEA, RICHMOND, SCALISE, SHEPHERD, GARY SMITH, AND TUCKER

AN ACT

To enact R.S. 22:245(C), relative to health insurance; to require the Department of Insurance to develop a pilot program to administer the federal Health Coverage Tax Credit program; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 891—

BY REPRESENTATIVES THOMPSON, ST. GERMAIN, BAUDOIN, BRUCE, DEWITT, FANNIN, FRITH, GEYMAN, M. GUILLORY, HILL, AND KENNEY

AN ACT

To repeal R.S. 3:4617(F), relative to the use of certain terms in the labeling of food products; to repeal provision relative to the use of terms protected by trademark or registered trade name.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 213, was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 897—

BY REPRESENTATIVES PINAC AND WALSWORTH
AN ACT

To amend and reenact R.S. 51:911.22(1) and (10)(introductory paragraph), 51:911.24(C), and 911.26(I), and to enact R.S. 51:912.22(9), relative to manufactured housing; to provide for revisions to the Uniform Standards Code for Manufactured Housing; to provide for certain requirements for obtaining a developer's license; to provide for independence of the administrative agent appointed by the governor; to provide for certain marriage line requirements on multisectional manufactured homes; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

HOUSE BILL NO. 898—

BY REPRESENTATIVES HAMMETT, ARNOLD, DOWNS, FAUCHEUX, HILL, KENNEY, MONTGOMERY, ODINET, RICHMOND, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:118(I)(introductory paragraph), relative to individual income tax; to provide the authority to waive the estimated income tax penalty in certain situations; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 920—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 51:216(A), (B), and (C), relative to trade name registration; to provide for duration of trade name registration; to provide for fees; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

HOUSE BILL NO. 1047—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 12:1308(C)(1) and (D)(2), relative to limited liability companies; to revise the procedure for changing a registered agent and the registered agent's address; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

HOUSE BILL NO. 1070—

BY REPRESENTATIVE PINAC AND SENATORS HOLLIS AND MICHOT

AN ACT

To amend and reenact R.S. 37:3173(A)(3) and 3182 and to enact R.S. 37:3186, relative to interior designers; to provide for terms of office of the members of the board; to provide for an increase in fees; to prohibit certain acts; to provide penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill, which was designated a duplicate of Senate Bill No. 377, was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

HOUSE BILL NO. 1123—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1578(B)(3) and to enact R.S. 47:1578(C), (D), and (E), relative to the Department of Revenue; to provide for the release of any part of property subject to a recorded lien, privilege, mortgage, or other encumbrance when the state of Louisiana's interest in the part to be released has no value; to provide for the fees and costs associated with the cancellation or release of a lien, privilege, mortgage, or other encumbrance; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1167—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1256(B)(2)(introductory paragraph), (3)(introductory paragraph), and (4), (E), and (G) and 1284(A)(introductory paragraph) and (B) and to repeal R.S. 51:1256(F), relative to the Louisiana Tourism Development Commission and the board of directors of the Louisiana Tourism

Promotion District; to provide for appointment and time of service of members; to provide relative to officers; to provide relative to confirmation; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

HOUSE BILL NO. 1341—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:1832(A), relative to the tax commission; to provide for the membership of such commission; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1397—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 51:1257(B) and 1286(C)(3) and to repeal R.S. 51:1260, 1261, and 1271 through 1276, relative to the office of tourism and the Louisiana Tourism Development Commission; to repeal the requirement for submittal of an annual report; to repeal the requirement of formulation of a master plan for tourism development; to repeal the Act 455 Matching Funds Program; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection and International Affairs.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Cain, Chairman on behalf of the Committee on Insurance, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

SENATE BILL NO. 538—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 22:228.1(B)(7), (8), (9), (10), (11), (12), and (C) and to enact R.S. 22:228.1(B)(13), relative to health insurance; to define health savings accounts and high deductible health plans; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 732—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 22:627(A)(2), 1257, 1258, 1259, 1262.1(B) and (E), the introductory paragraph of R.S. 22:1263, 1267(A), relative to surplus lines insurance; to provide for changes in insurance policies; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator McPherson, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE BILL NO. 193—
BY SENATOR BAJOEIE

AN ACT

To enact Chapter 3 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:311 through 312, relative to children's mental health services; to provide for the creation of a pilot program for a system of care for the delivery of children's mental health services; to provide for the establishment of the Louisiana Youth Enhanced Services consortium; to provide for membership in the consortium; to provide for the jurisdiction of the consortium; to provide guidelines and principles to be used in preparing such a plan; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 654—
BY SENATOR BAJOEIE

AN ACT

To amend and reenact R.S. 46:231.6(A)(1), (B), (C), and (D) and 460.5 and to repeal R.S. 46:460.5(E), relative to FITAP eligibility and earned income disregards; to provide for a sixty-month limit of eligibility for benefits; to provide for earned income disregards; to provide for initial transitional assessments; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 690—
BY SENATORS HINES AND JACKSON

AN ACT

To enact Part LXI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.222 through 1300.227, relative to federally qualified health centers and rural

health clinics; to authorize the Department of Health and Hospitals to develop and implement a long-term plan to encourage expansion and development of federally qualified health centers and rural health clinics; to provide findings; to provide definitions; to provide for reports to the legislature; to provide for rules and regulations; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 754—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1701, 2366, and 2367 and to enact Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2371 through 2378, relative to medical psychologists to prescribe drugs; to provide for other related powers and duties; to provide for definitions; to provide for the duties of the medical psychologist; to provide for a medical psychologist giving directions to certain other health care providers; to provide for qualifications for medical psychologists and the requirements for certification; to provide for renewal of the certificate; to prohibit issuance of a prescription by a psychologist who is not a medical psychologist certified to prescribe; to provide a penalty for violations; to provide for prescribing practices; to provide for controlled substance prescriptive authority; to provide for coordination with the Louisiana Board of Pharmacy; to provide for designation of existing law; to provide for effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOE MCPHERSON
Chairman

REPORT OF COMMITTEE ON

**COMMERCE, CONSUMER PROTECTION
AND INTERNATIONAL AFFAIRS**

Senator Hollis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE BILL NO. 239—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:969.17 and R.S. 9:3529, relative to certain credit transactions; to provide for the collection of certain fees and charges due to insufficient funds when payment is made by electronic means; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 726—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 51:2378(A) and the introductory paragraph of (B), 2382(B)(1),(2),(5),(6), and (7), and 2383(C), and to enact R.S. 51:2378(B)(14), and (C)(15), 2381(C), and 2383(13), (14), (15), (16), (17), (18), (19), (20), (21), and (22), relative to the Louisiana Economic Development Council; to increase the membership of the council; to provide for reports by the council to the legislature; to appoint certain subcommittees of the council; to increase the cabinet advisory group on economic development; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
KEN HOLLIS
Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Chaisson, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary C to submit the following report:

SENATE BILL NO. 341—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 32:300(A), 300(B)(3)(b) and 300(E) and to enact R.S. 32:300(F), relative to alcoholic beverages; to prohibit passengers in motor vehicles from possessing open alcoholic beverage containers; to prohibit such persons from consuming alcoholic beverages; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 592—
BY SENATOR CHAISSON

AN ACT

To amend and reenact Code of Evidence Article 412.2(A), relative to evidence; to provide for the introduction of certain crimes, wrongs, and acts in sex offense cases; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 679—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 14:98(D)(1) and (3), (E)(1) and (3), and (I), relative to operating a vehicle while intoxicated; to provide with respect to the criminal penalties for third, fourth, and

subsequent offenses of operating a vehicle while intoxicated; to provide for the court's discretion in suspending a portion of the criminal sentence for third, fourth, and subsequent offenses; to provide for the court's discretion in ordering an offender to substance abuse treatment and home incarceration; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 744—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 16:11(A)(2), relative to the annual salary of assistant district attorneys payable by the state; to authorize certain district attorneys to reallocate the total amount fixed for the annual salary of their assistant district attorneys; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOEL T. CHAISSON, II
Chairman

**Senate Bills and Joint Resolutions on
Third Reading
and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 8—
BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 49:170.12, relative to state symbols; to designate St. Mary Parish as the Gateway to the Atchafalaya Basin; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 8 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 8, delete "A. The parish of"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator B. Gautreaux moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—36		

NAYS

Marionneaux
Total—1

ABSENT

Cravins
Total—2

Fontenot

The Chair declared the amended bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator Fields in the Chair

SENATE BILL NO. 10—
BY SENATOR DUPRE

AN ACT

To authorize and empower the Terrebonne Parish School Board to negotiate and lease certain described properties to the Terrebonne Council on Aging, Inc.; to provide for execution of lease documents; to provide for reservation of mineral rights; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Marionneaux
Amedee	Gautreaux, B	McPherson
Bajoie	Gautreaux, N	Michot
Barham	Hainkel	Mount
Boasso	Heitmeier	Nevers
Boissiere	Holden	Romero
Cain	Hollis	Schedler
Chaisson	Irons	Smith
Cheek	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Dupre	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Cravins
Total—2

Fontenot

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 28—
BY SENATOR DUPRE

AN ACT

To enact R.S. 48:229(A)(11), relative to transportation; to provide relative to priority reports on construction projects; to provide relative to factors to be considered in the order of priorities; to add as a factor the safe evacuation of population when necessitated by catastrophic events; and to provide for related matters.

The bill was read by title. Senator Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the bill was passed. The title was read and adopted. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 35—
BY SENATORS N. GAUTREAUX, CAIN, B. GAUTREAUX,
MALONE, MCPHERSON AND MICHOT
AN ACT

To enact R.S. 56:699.7, relative to firearm and hunter education; to allow the Department of Wildlife and Fisheries to offer instruction for safely riding "four wheeler" or all-terrain vehicles

in the firearm and hunter education program; and to provide for related matters.

The bill was read by title. Senator N. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Duplessis	Kostelka	
Total—38		

NAYS

Total—0

ABSENT

Fontenot
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 51— BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 17:47(C)(1)(a) and (b), relative to certification of injury or disability for certain leave for employees in the state special schools; to provide for sick leave for up to ninety days in certain cases; to authorize the extension of such leave beyond ninety days; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 51 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 7, following "and (b)" and before "hereby" change "is" to "are"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Ullo moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 57— BY SENATOR HOLDEN

AN ACT

To enact R.S. 17:176.1, relative to field trips and extracurricular activities; to require that school boards develop policies and procedures effecting bonding and insurance limits relating to travel or booking agents that provide travel and lodging arrangements for students; to prohibit school principals from approving certain excursions unless in conformity with school board policies and procedures; and to provide for related matters.

The bill was read by title. Senator Holden moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson

Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Total—38		

NAYS

Total—0

ABSENT

Kostelka
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Holden moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

SENATE BILL NO. 96—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 24:14(A), relative to Senate confirmation; to provide for removal from office upon expiration of an appointed term; and to provide for related matters.

The bill was read by title. Senator Marionneaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Malone
Amedee	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Mount
Boissiere	Holden	Nevers
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Dardenne	Jones	Ullo
Dupre	Kostelka	
Ellington	Lentini	
Total—31		

NAYS

Adley	Hainkel	Romero
Bajoie	Heitmeier	
Cain	Michot	
Total—7		

ABSENT

Duplessis

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Marionneaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 97—

BY SENATOR ADLEY (By Request)

AN ACT

To amend and reenact R.S. 37:2301, 2302(2) and (3), 2303(A)(5), 2308, 2309(B), (D),(G), (H), (K) and (L), 2313(A)(2)(d) and (e), and 2317(B), relative to the maintenance and repair of citizen band radios; to repeal requirements that a person must be licensed by the Louisiana State Radio and Technicians Board in order to repair a citizen band radio; and to provide for related matters.

The bill was read by title. Senator Adley moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the bill was passed. The title was read and adopted. Senator Adley moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 119—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:2504(G), relative to the Louisiana Board of Examiners of Nursing Facility Administrators; to authorize the board to purchase property and office space and to incur debt in such purchase; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Malone
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Hainkel	Nevers
Cain	Heitmeier	Romero
Chaisson	Holden	Schedler
Cheek	Hollis	Smith
Cravins	Irons	Theunissen
Dardenne	Jackson	Ullo
Duplessis	Jones	
Total—38		

NAYS

Total—0

ABSENT

Lentini
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 120—

BY SENATOR MCPHERSON

AN ACT

To enact R.S. 56:1847(58), (59), (60), (61), (62), and (63), relative to state natural and scenic rivers; to include certain waters within the state natural and scenic rivers system; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith

Dardenne
Duplessis
Total—39

Jackson
Jones
Theunissen
Ullo

NAYS

Total—0

ABSENT

Total—0

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 126—

BY SENATOR ULLO

AN ACT

To enact R.S. 24:511(E), relative to the legislative auditor; to authorize the legislative auditor to appoint a first assistant; to provide that the legislative auditor shall establish the salary, duties and authority of the first assistant legislative auditor; to provide for the first assistant legislative auditor to serve as acting legislative auditor in absence of the legislative auditor or vacancy in the office of the legislative auditor; and to provide for related matters.

The bill was read by title. Senator Ullo moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the bill was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 140— BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 40:1300.51(3) and to enact R.S. 40:1300.51(2)(h), (i) and (j), relative to those employed to care for the infirm; to provide for criminal background checks on those seeking employment at agencies that care for the infirm; to provide a bar to employment in these agencies of persons convicted of certain offenses; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Bajoie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the bill was passed. The title was read and adopted. Senator Bajoie moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 160— BY SENATOR HAINKEL

AN ACT

To repeal R.S. 56:1855(K), relative to natural and scenic rivers; to provide relative to exceptions; to repeal the exception authorizing certain commercial or suburban agricultural zoning exemptions for tracts of land located along the Tchefuncte River between Louisiana Highway No. 22 and Lake Pontchartrain; and to provide for related matters.

The bill was read by title. Senator Hainkel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 175— BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 37:2150, 2150.1(4)(a), 2156.1(C), (F), and (H), 2156.2(D), and 2159(D) and to enact R.S. 37:2150.1(4)(e), (f), and (g) and 2156.1(M), relative to the state Licensing Board for Contractors; to provide for legislative intent; to provide for licensure and regulation of persons who perform heating, ventilation, air conditioning, and refrigeration work; and to provide for related matters.

On motion of Senator Michot, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 191— BY SENATORS IRONS AND DUPRE

AN ACT

To repeal R.S. 39:1220(A)(2), relative to local agencies; to remove certain limits on the amount of deposit to a financial institution; and to provide for related matters.

The bill was read by title. Senator Irons moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
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Adley	Fields	Malone
Amedee	Fontenot	Marionneaux
Bajoie	Gautreaux, B	McPherson
Barham	Gautreaux, N	Michot
Boasso	Hainkel	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Dupre	Kostelka	

Total—38

NAYS

Total—0

ABSENT

Cravins

Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Irons moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 200—

BY SENATOR BARHAM

AN ACT

To enact R.S. 40:1662.4(C)(10), relative to public health and safety; to provide for a license exemption for certain locksmiths; and to provide for related matters.

On motion of Senator Barham, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 248—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:606, relative to internment; to require submission of certain information to the Louisiana Cemetery Board; to provide for the initiation of construction of mausoleums or similar structures within a specified period pursuant to plans and contracts; to provide for timely delivery of acceptable interment space; to provide for imposition of penalties for failure to comply; and to provide for related matters.

The bill was read by title. Senator Ullo moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot

Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo

Total—39

NAYS

Total—0

ABSENT

Total—0

The Chair declared the bill was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator Adley in the Chair**SENATE BILL NO. 261—**

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 42:1119(B)(2)(a)(iii) and to enact R.S. 42:1119 (B)(2)(a)(iv), relative to the Code of Governmental Ethics; to provide with respect to nepotism; to authorize the employment of immediate family members of a school board member or a superintendent as a certified guidance counselor; and to provide for related matters.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed Senate Bill No. 261 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 42:1119(B)(2)(a)(iii) and to"

AMENDMENT NO. 2

On page 1, line 8, after "R.S." delete the remainder of the line

AMENDMENT NO. 3

On page 1, delete line 14 and insert the following:

"(a) * * *

AMENDMENT NO. 4

On page 1, line 15, change "(a)(iii)" to "**(iv)**"

AMENDMENT NO. 5

On page 1, line 17, after "**certified**" insert "**as a guidance counselor**"

AMENDMENT NO. 6

On page 2, delete lines 4 through 10 and insert the following:

"* * *"

On motion of Senator Hines, the amendments were adopted.

The bill was read by title. Senator Hines moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Marionneaux
Bajoie	Fontenot	McPherson
Barham	Gautreaux, B	Michot
Boasso	Gautreaux, N	Mount
Boissiere	Heitmeier	Nevers
Cain	Holden	Romero
Chaisson	Hollis	Schedler
Cheek	Irons	Smith
Cravins	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—36		

NAYS

Dardenne	Malone
Total—2	

ABSENT

Hainkel
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

SENATE BILL NO. 268— BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:465(A)(1)(a) and (3), and to repeal R.S. 8:465(A)(4)(g), relative to trust funds; to include additional persons in the prohibition against being the recipient of loans or investments from any perpetual trust; to prohibit any remuneration to certain persons in connection with the loan or investment of any trust account; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 268 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 8, after "(3)" and before "are" delete "and (4)(g)"

AMENDMENT NO. 2

On page 2, line 3, after "officer" and before "or employee" change "or director" to ", director,"

AMENDMENT NO. 3

On page 2, line 11, after "in" and before "to" change "Section (A)(1)" to "Paragraph (A)(1) of this Section"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Ullo moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 271— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 37:1207(A) and to enact R.S. 36:254(A)(15), relative to the Louisiana Board of Pharmacy; to provide with respect to the powers and duties of the board and the renewal of license, registration, and certification; to authorize the board to issue a probationary license to a pharmacist who is delinquent in paying certain fees or taxes; to require the secretary of the Department of Health and Hospitals to develop a program to notify the Louisiana Board of Pharmacy with respect to fees and taxes payable to the department by licensed pharmacists; and to provide for related matters.

On motion of Senator Dupre, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 281—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 8:459.1(B), 502(E), 509 and 510(B)(2), relative to perpetual care trust funds; to provide for the manner in which a trustee administers trusts and require such trust funds to be placed with certain federally insured financial institutions; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 281 by Senator Ullo

AMENDMENT NO. 1

On page 2, line 5, change "8:454B" to "8:454(B)"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Ullo moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Kostelka
Adley	Ellington	Lentini
Amedee	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux, B	McPherson
Boasso	Gautreaux, N	Michot
Boissiere	Hainkel	Mount
Cain	Heitmeier	Nevers
Chaisson	Holden	Romero
Cheek	Hollis	Schedler
Cravins	Irons	Smith
Dardenne	Jackson	Theunissen
Duplessis	Jones	Ullo
Total—39		

NAYS

Total—0

ABSENT

Total—0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 295—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 51:1423, relative to deceptive and unfair trade practices; to prohibit the issuing of a gift certificate with an expiration date or which includes any service fee; to provide for penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux and Duplessis to Engrossed Senate Bill No. 295 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 3 between "date" and the period "." insert the following: "; which is less than five years from the date of issuance. Such expiration date shall appear in capital letters in at least 10-point font on the front of the gift certificate"

AMENDMENT NO. 2

On page 2, at the end of line 4 insert the following: "However, nothing shall prevent the issuer from charging a one time handling fee, which shall not exceed one dollar per gift certificate."

AMENDMENT NO. 3

On page 2, between lines 15 and 16 insert the following: "(3) Gift certificates that are usable with multiple sellers of goods or services."

On motion of Senator N. Gautreaux, the amendments were adopted.

On motion of Senator N. Gautreaux, the amended bill was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Dupre asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of Senate Bills and Joint Resolutions

The following Senate Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

SENATE BILL NO. 765—

BY SENATORS ADLEY AND CAIN

AN ACT

To amend and reenact R.S. 32:71(B) and 73(1), and to enact R.S. 32:73.1, relative to traffic violations; to require an operator of a motor vehicle when overtaking and passing another vehicle to pass on the left and to return to the right lane after passing the vehicle; to provide for penalties; to provide relative to an

operator of a motor vehicle that remains or travels in the left lane when not actively passing another vehicle; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 766—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 45:1177(A)(2) and (3) and (D), 1180(A) and (B), 1181(A), and to enact R.S. 45:1163.3(D), and to repeal R.S. 45:1177(E) and 1177.1, relative to the public service commission; to provide for an increase in fees paid by certain public utilities and common and contract carriers; to eliminate certain fees; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 767—

BY SENATOR HAINKEL

AN ACT

To enact R.S. 41:1702(J), relative to certain waters; to provide relative to uses of the water bottom of Lake Pontchartrain; to provide certain terms, conditions, and requirements; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 768—

BY SENATOR HOLLIS

AN ACT

To enact R.S. 6:966.1, relative to additional default remedies; to provide for a notice of repossession; to provide for contents; to provide for fees; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 769—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 42:455(A)(1)(b) relative to payroll deduction by foreign companies; to provide for requirements for payroll deduction for foreign companies; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

SENATE BILL NO. 770—

BY SENATOR FIELDS

AN ACT

To enact R.S. 17:1519.2(B)(1)(i), relative to University Medical Center in Baton Rouge; to provide for the establishment of such an entity; and to provide for related matters.

The bill was read by title; lies over under the rules.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

April 14, 2004

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 96—

BY REPRESENTATIVE CRANE AND SENATOR ULLO

AN ACT

To enact R.S. 37:2950(D)(1)(a)(xiv), relative to professions and occupations; to add the State Board of Elementary and Secondary Education to the list of exempt agencies from the general prohibition against the state disqualifying an applicant for employment or for a license, permit, or certificate for an occupation, trade, or profession solely based upon a prior criminal record; and to provide for related matters.

HOUSE BILL NO. 130—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 49:190.1, 191, and 193(E)(introductory paragraph), relative to the termination and re-creation of departments and statutory entities; to change the termination dates of departments and statutory entities; to provide for the effective termination date for all statutory authority for the existence of each department and statutory entity; to change the time for the study and evaluation of a statutory entity by standing committees of the legislature; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House of Representatives with the view of acting on the same:

HOUSE BILL NO. 96—

BY REPRESENTATIVE CRANE AND SENATOR ULLO

AN ACT

To enact R.S. 37:2950(D)(1)(a)(xiv), relative to professions and occupations; to add the State Board of Elementary and Secondary Education to the list of exempt agencies from the general prohibition against the state disqualifying an applicant for employment or for a license, permit, or certificate for an occupation, trade, or profession solely based upon a prior criminal record; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 130—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 49:190.1, 191, and 193(E)(introductory paragraph), relative to the termination and re-creation of departments and statutory entities; to change the termination dates of departments and statutory entities; to provide for the effective termination date for all statutory authority for the existence of each department and statutory entity; to change the time for the study and evaluation of a statutory entity by standing committees of the legislature; and to provide for related matters.

The bill was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

**AGRICULTURE, FORESTRY,
AQUACULTURE AND RURAL DEVELOPMENT**

Senator Smith, Chairman on behalf of the Committee on Agriculture, Forestry, Aquaculture and Rural Development, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Agriculture, Forestry, Aquaculture and Rural Development to submit the following report:

SENATE BILL NO. 348—

BY SENATOR SMITH

AN ACT

To enact Chapter 3-C of Title 3 of the Louisiana Revised Statutes of 1950 to be comprised of R.S. 3:284 to R.S. 3:286 and to amend and reenact R.S. 27:52(2)(g), relative to the development of markets for agricultural and aquacultural products; to provide for certain terms, conditions and procedures; to provide definitions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
MIKE SMITH
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Marionneaux, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary B to submit the following report:

SENATE BILL NO. 48—

BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 14:402(E), relative to offenses affecting law enforcement; to provide relative to contraband prohibited in certain correctional facilities; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 400—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 47:9004(B)(1), relative to the Louisiana Lottery Corporation; to provide with respect to the board of directors; to provide for rules of appointment; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 401—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 27:306(E)(2)(c), relative to video draw poker devices; to provide for license qualifications when a video draw poker device license is sold or transferred; to provide for the one hundred eighty day time limit allowing the operation of video draw poker devices under an old license pending approval of a license to operate in the name of a new establishment owner; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 486—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 15:1202(A)(introductory paragraph) and 1204.1(A) and (B)(11), R.S. 36:401(B)(1) and (2) and (C)(1), 402, 405(A)(1)(introductory paragraph) and (c) and (2), (B), and (C), 406(A), (B)(3), and (C), 407(B) and (C), and 408(G)(1) and (H), R.S. 39:21.3(D), and R.S. 46:2602(B)(3), and to enact R.S. 15:1202(A)(27), 1228.2(10) and 1228.3(14) and R.S. 36:405(D) and 406(B)(4), relative to the reorganization of the Department of Public Safety and Corrections; to create youth services as an organizational unit of the department; to provide for the composition and officers of youth services; to create the office of management and finance for youth services; to place the office of youth development within youth services; to provide for the powers, duties, functions, and responsibilities of department officers; to provide for office functions; to provide relative to membership and functions of related boards, commissions, and like entities; to provide for implementation; to provide for effective dates; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 491—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 46:1941.1, 1941.2, 1941.5, and 1941.8, and to repeal R.S. 46:1941.3, 1941.4, 1941.7, 1941.9 through 1941.13, relative to youth services; to provide for the creation of youth services planning boards; to provide for the purpose of such boards; to provide with respect to membership; to repeal provisions of law providing for parish youth services programs; to repeal provisions providing for parish youth services subsidy program; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT MARIONNEAUX, JR.
Chairman

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Lentini, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Judiciary A to submit the following report:

SENATE BILL NO. 52—
BY SENATOR ULLO

AN ACT

To amend R.S. 9:3198(A), relative to real estate; to provide relative to the sale of such property; to provide relative to homeowners' associations; to require disclosure by the seller to a potential purchaser of required membership in such an association as a result of the purchase; to require disclosure of certain other information relative to such homeowners' association; to require information relative to accessibility of certain documents of such homeowners' association; to provide for definitions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 102—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:124, relative to the Supreme Court of Louisiana; to provide for the expenditure of the balance of fees collected by the clerk; to provide that fund balances may be used to defray the expense of employment benefits, including dental insurance; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 107—
BY SENATOR N. GAUTREAUX

AN ACT

To amend Civil Code Arts. 3494(3), (4), and (5) and 3497, relative to liberative prescription; to increase the liberative prescriptive period of an action on money lent; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 112—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 13:3881(D)(3), relative to judicial procedure; to provide for certain exemptions from seizure by creditors; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 371—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 40:1299.43(A)(1), (2), (3), (4), and (5), (B)(1), and (C), relative to medical malpractice; to provide relative to future medical benefits; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 376—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 13:5204(B) and 5209(B) and to enact R.S. 13:5206.1, relative to small claim courts; to provide for the waiver of right to appeal; to provide for the transfer of proceedings from small claims division; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 382—
BY SENATOR LENTINI

AN ACT

To enact R.S. 40:1299.49, relative to medical review panels; to provide relative to state and private medical claims; to provide for such claims for the same patient and the same injury; to limit review to one panel in such cases; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 603—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 46:2136.2(F), relative to Domestic Abuse Assistance, to provide for the Louisiana Protective Order Registry; to provide for release of information from the Protective Order Registry to the Department of Health and Hospitals, bureau of protective services, and the Governor's Office of Elderly Affairs, elderly protective services; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

**REPORT OF COMMITTEE ON
ENVIRONMENTAL QUALITY**

Senator Fontenot, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Environmental Quality to submit the following report:

SENATE BILL NO. 464—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2018(C) and to enact R.S. 30:2017(B)(3), relative to the public hearings conducted by the Department of Environmental Quality; to provide for the location of the public hearing; to authorize state legislators and other statewide elected officials to speak at such public hearings; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 466—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:1376(F), relative to employees of the Department of Environmental Quality who are commissioned by the office of state police; to prohibit the duplication of badges; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 467—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 30:2025(H), relative to environmental quality; to provide a limitation on the time within which actions, suits or proceedings for the assessment or enforcement of any civil fine or penalty may be instituted; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 468—
BY SENATOR FONTENOT

AN ACT

To enact Part II of Chapter 21 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2551 and 2552, relative to environmental quality; to provide for the Brownfields Cleanup Revolving Loan Fund; to provide for purpose; to provide for capitalization; to provide for uses; to provide for authority to take loans, grants, and incur debt; to provide for the administration of the Brownfields Cleanup Revolving Loan Fund; to provide for bonds, notes, or other evidence of indebtedness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 560—
BY SENATOR FONTENOT

AN ACT

To amend and reenact the introductory paragraph of R.S. 30:2194(B), (4), (9), and (11) through (15) and the introductory paragraph of (C), 2195(A) and (E), the introductory paragraph of 2195.2(A)(1), (a), and (c)(i), (2), (3), (4), and (5), 2195.3(A)(1)(b) and (7), 2195.4(A)(1), (2), and (3)(c)(ii) and (B)(1), 2195.6, 2195.7, the introductory paragraph of 2195.8(B) and 1 and (C), 2195.9(A), and 2195.10, to enact R.S. 30:2195.8(D), (E), and (F) and 2195.11, and to repeal R.S. 30:2194(B)(16), relative to underground storage tanks; to provide for uses of money in the Motor Fuels Underground Storage Tank Trust Fund, especially relative to those who are eligible for disbursements from the fund; to provide relative to penalties for failure to pay fees that are paid into the trust fund; to provide relative to financial obligations of tank owners for environmental damage resulting from releases; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
HEULETTE "CLO" FONTENOT
Chairman

Motion to Recommit

Senator Nevers asked for and obtained a suspension of the rules and recommitted Senate Bill No. 379 from the Committee on Senate and Governmental Affairs to the Committee on Finance.

Motion to Recommit

Senator Chaisson asked for and obtained a suspension of the rules and recommitted Senate Bill No. 570 from the Committee on Judiciary A to the Committee on Judiciary C.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 14, 2004

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 50—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To recognize and commend Superintendent Lloyd Lindsey of West Feliciana Parish schools for being selected as the 2004 Superintendent of the Year in Louisiana, and to record his myriad accomplishments in education and his contributions to the schools in West Feliciana Parish, to his community, and to the state of Louisiana.

SENATE CONCURRENT RESOLUTION NO. 51—

BY SENATORS MOUNT, BAJOEIE, CHEEK, DUPLESSIS, IRONS, JACKSON, DARDENNE, FIELDS, HOLDEN, ADLEY, AMEDEE, BARHAM, BOASSO, BOISSIERE, CAIN, CHAISSON, CRAVINS, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLLIS, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To commend and congratulate Dana "Pokey" Chatman on an outstanding job as associate coach and acting head coach of the Louisiana State University Lady Tigers basketball team.

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATORS MOUNT, BAJOEIE, CHEEK, DUPLESSIS, IRONS, JACKSON, DARDENNE, FIELDS, HOLDEN, ADLEY, AMEDEE, BARHAM, BOASSO, BOISSIERE, CAIN, CHAISSON, CRAVINS, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HAINKEL, HEITMEIER, HINES, HOLDEN, HOLLIS, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To recognize and commend the Louisiana State University Lady Tigers basketball team and coaching staff for a season of historic proportions and for outstanding performances at its first appearance at the National Collegiate Athletic Association (NCAA) Final Four in New Orleans.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, April 15, 2004, at 9:30 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:30 o'clock A.M. on Thursday, April 15, 2004.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk